

Graff

cey

LIBRARY



ARMY WAR COLLEGE

GPO 16-22407

The Newberry Library

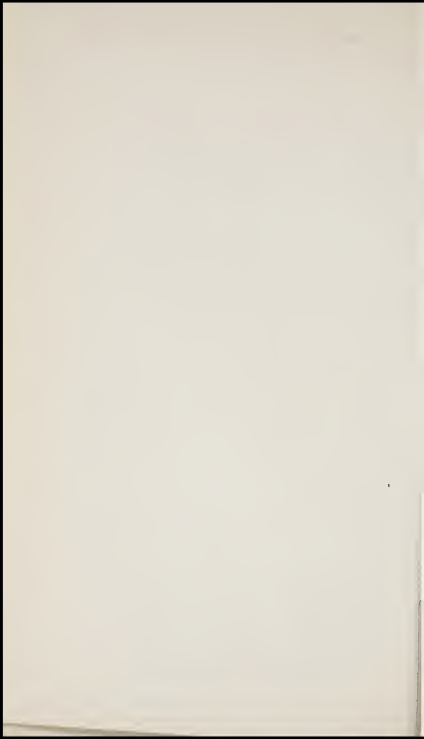
The Everett D. Graff Collection
of Western Americana

4293

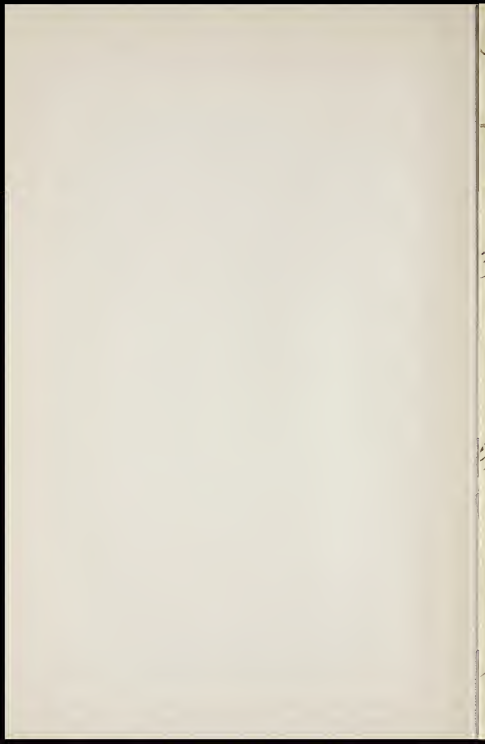
THE
RECORD
OF THE
CITY OF
NEW YORK

Y9A281
RAW Y98A
303107









Department of Dakota
1867

Oil Orders 1 to 57

Oil Field Orders 1 to 6

Orders Feb. 6. Mar 23.

THE LIBRARY

UNITED STATES MILITARY ACADEMY
WEST POINT, NEW YORK

1

516480
Har

118

INDEX
OF
NAMES AND SUBJECTS.

GENERAL ORDERS

Department of Dakota.

1867.

SAINT PAUL,
PIONEER PRINTING COMPANY,
1868.



Nov 26-6-26

100390

JUN 25 1926

UB

502.4

II 2

A2

1867-69

C-2

INDEX OF NAMES.

Azell, Sergeant James B.....	14
Alexander, Bvt. Brig. Gen'l E. B.....	19, [I] 37, [I] 55, [I] 57, [I]
Isaugh, Private Daniel.....	19, [II, III] 45
Amams, Corporal Charles	34, [I, II]
Allen, Private John J.....	37, [I, II]
Anderson, Private David.....	37, [I, II] 44
Allen, Private John Y.....	44
Amney, Private James A.....	1, [II, III]
Brust, Private Louis.....	1, [II, III]
Doyle, Bugler William H.....	4
Bryan, Private John H.....	5, [I] 14
Boardman, Private Albert.....	7 [I, IV]
Belt, Corporal Robert.....	12, [I, II]
Boeghold, Private Charles.....	12, [I, II]
Bates, Private James W.....	12, [I, II]
Bowlen, Private Wesley.....	20, [II, III] 45, [II]
Bollinger, Private Rudolph.....	45, [I]
Barker, Private George W.....	45, [II]
Bray, Private Charles.....	33, [I, II] 45, [I]
Brower, Private William.....	48, [I, II]
Burke, Private Patrick.....	48, [I, II]
Boyer, Private Samuel	48, [I, II]
Buzine, Private John.....	54, [I, II]
Brittan, Private Wilson....	54, [I, II]
Bovel, Corporal John.....	54, [I, II]
Bishop, Private Daniel.....	59, [I, II]
Chandler, Bvt. Col. J. G.....	1, [I] 11, [I]
Curran, Private James.....	1, [I, III]

Clark, Private James	6, [I, III]
Carroll, Private Mathew	7, [I, IV]
Connell, Private James D.	7, [I, IV]
Cresh, Private John	19, [II, III]
Carr, Private Robert	22, [II]
Clinton, Major William	23, [I] 48, [I]
Campbell, Private Lawrence	37, [I, II] 44
Claiborne, Private Henry	38, [I, II]
Carnall, Private Charles	48, [I, II]
Carpenter, Private James	48, [I, II]
Carbine, Private Patriek	48, [I, II]
Clement, Private Benjamin F.	54, [I, II]
Carty, Private Patriek	54, [I, II]
Courtney, Sergeant	54, [I, II]
Carmine, Private George	56, [I, II]
Cunningham, Private George A	59, [I, II]
Duffy, Captain John M	7, [I] 15, [I], 33, [I]
Deorsey, Musieian George	7, [I, IV]
Dryer, Bvt. Lt. Col. Hiram	7, [II] 15, [III]
Delacella, Private Stephen	14
Daily, Private John	14
Deswaine, Private Thomas	15, [III, IV]
Dunn, Private Patriek	23, [I, II]
De Mars, Private Joseph	23, [I, II]
De Courcey, Captain Ferdinand	54, [II]
Diegan, Private Daniel	58, [I, II]
Demoly, Private Lewis	59, [I, II]
Eaton, Private Eleazer A	12, [I, II]
Estell, Private Chancey	14
Forret Franz, Private Charles	1, [I, III]
French, Musieian James	5, [I]
Frazer, Private Almcd H	7, [I, IV]
Frazer, Private William	7, [III, IV]
Foillard, Private Abraham	14, 34, [I, II]
Fleming, Private Austin	14
Fahey, Private William	19, [I, III]
Feeny, Private Edward	54, [I, II]
Giblin, Private Thomas M.	1, [II, III]
Gardner, Private James	7, [III, IV]
Gates, Private Charles	14
Graves, Captain Charles H.	25

Grogan, Private James.....	48, [I, II]
Gillispie, Private James H.....	54, [I, II]
Harrigan, Private Daniel.....	1, [I, III]
Hayman, Bvt. Colonel S. B.....	6, [I] 15, [III] 46 [I]
Hanley, Private John.....	6, [II, III]
Hudson, Private Benjamin.....	7, [I, IV]
Holabird, Bvt Brig. Gen'l S. B.....	11, [II]
Holsey, Private Hiram.....	14
Hendricks, Private Charles.....	14
Harian, Private Daniel.....	14
Holloway, Private Elias W.....	22, [I]
Hansard, Private Peter.....	23, [I, II]
Henderson, Musician George.....	33, [I, II] 45, [I]
Hutchinson, Private George.....	37, [I, II] 44
Hannaford, Private Charles.....	37, [I, II]
Hogan, Private Charles.....	48, [I, II]
Haggerty, Private John.....	54 [I, II]
Hyler, Private John.....	59, [I, II]
Ish, Private Patrick.....	1, [II, III]
Jackson, Private James.....	37, [I, II]
Jones, Private William.....	59, [I, II]
Keating, Private James.....	12, [I, II] 39, [I, II]
Keizer, Private Jacob.....	14
King, Private James.....	22, [I]
King, Private Charles.....	22, [II]
Kane Corporal, Martin.....	38, [I, II]
Kenny, Private Mathew.....	48, [I, II]
Kelly, Private Patrick.....	48, [I, II]
Leonard, Private George A.....	7, [II, IV]
Loueh, Private John.....	14
Lawless, Private Mathew.....	15, [I, IV]
Lash, Private Charles.....	15, [I, IV] 45, [I]
Leas, Sergeant Stephen C.....	22, [I]
Lipe, Private Reuben.....	37, [I, II]
Law, Private Robert R.....	48, [I, II]
Lawless, Private Michael.....	48, [I, II]
Lawrence, Private James.....	48, [I, II]
McDonald, Private William.....	1, [I, III]
Murray, Corporal John.....	1, [II, III] 12, [I, II]
McCartney, Private Robert.....	1, [II, III]

Mack, Private Charles.....	7, [II, IV]
Moore, Sergeant Charles.....	12, [I, II]
Martin, Private George.....	14
Morgan, Private George W.....	14
McCullon, Private Daniel.....	22, [II]
McVee, Private James.....	22, [II]
McMurtrie, Private George B.....	24
Moore, Musician, Henry.....	33, [I, II] 34, [I]
Muller, Private William.....	33, [I, II]
Mullen, Private James.....	37, [I, II]
McCarty, Private Peter.....	37, [I, II]
McNutt, Bvt. Lt. Col. John.....	46
McDonald, Private Charles.....	48, [I, II]
Mitchell, Private Thomas.....	48, [I, II]
McCarthy, Sergeant John.....	48, [I, II]
Mott, Private William H.....	48, [I, II]
Murphy, Private Peter.....	48, [I, II]
Moore, Private Thomas.....	54, [I, II]
Martini, Private Carl.....	54, [I, II]
Miller, Private William.....	56, [I, II]
Miller, Private George.....	59, [I, II]
Mitchell, Private Joseph.....	59, [I, II]
Muthard, Private Edwin F.....	59, [I, II]
McCreary, Private Obed.....	59, [I, II]
Nye, Corporal Oscar L.....	5, [II] 7, [I, IV] 45, [I]
Noyes, Private William J.....	14
Noble, Private Elmer A.....	14
Nash, Private John.....	48, [I, II]
O'Beirne, Private Bernard.....	6, [I, III]
O'Brien, Private Denis.....	15, [I, IV]
O'Toole, 1st Lieutenant Wm. D.....	25
Osborne, Bvt. Major Nathan W.....	47, [I] 54, [I, II]
Orahood, Private Marcus D.....	49, [I, II]
Pauley, Private William D.....	5, [I]
Phillips, Private William H.....	12, [I, II]
Porter, Private Cornelias.....	14
Putney, Private Joseph.....	15, [II, IV]
Pedder, Private Elbridge.....	58, [I, II]
Peak, Private Oscar B.....	58, [I, II]
Quinn, Private William.....	49, [I, II]

Ruddick, Private James A.	5, [I]
Reese, Private Philo W.	5, [I]
Randall, Private Charles.	6, [I, III]
Ryan, Private Timothy.	7, [III, IV]
Robinson, Private John W.	12, [I, II]
Rees, Private Henry.	12, [I, II]
Rooney, Private Charles.	14
Robinson, Private Thomas.	22, [I]
Reid, Sergeant W. F.	23, [I, II]
Ransom, Maj. General T. E. G.	29
Smith, Surgeon A. K.	1, [II] 6, [II]
Sinderhoff, Private Adam.	5, [I]
Schultz, Private John C.	6, [II, III]
Smith, Private Thomas.	15, [III, IV]
Shields, Private Patrick.	22, [I]
Shumate, Private Hiram.	23, [I, II]
Schaffner, Private Peter S.	37, [I, II] 44
Sipe, Private Reuben.	44
Smith, Private James.	48, [I, II]
Sumner, Private Thomas.	48, [I, II]
Shea, Private John.	48, [I, II]
Stichel, Private Max.	54, [I, II]
Sullivan, Private Cornelius.	54, [I, II]
Sanborn, 2d Lieut. W. J.	54, [I, II]
Sidell, Bvt. Brig. Gen'l W. H.	58, [I]
Sullivan, Private James M.	58, [I, II]
Shearer, Private John J. M.	59, [I, II]
Smith, Private John E.	59, [I, II]
Shrenk, Private John.	59, [I, II]
Thompson, Private James.	12, [I, II] 14, [I] 18, [I, II]
Toskay, Hosp. Steward John W.	14
Tomlinson, Private Albert.	14
Thorpe, Private William T.	15, [I, IV] 45, [I]
Twining, Bvt. Major William J.	20
Terry, Bvt. Major General A. H.	35, [I]
Thompson, Private George.	23, [I, II] 26
Trihy, Private David.	23, [I, II] 54, [I, II]
Turner, Private Richard.	54, [I, II]
Vert, Private Christian.	14
Vesey, Private Albert.	47, [I, II] 54, [I, II]

Vanward, Private John H.....	54, [I, II]
Williams, Private James.....	5, [I]
Windover, Private Anson.....	7, [I, IV] 45, [I]
War, Secretary of.....	8, 10, 29, 41
Whistler, Bvt. Col. J. N. G.....	12, [I] 34, [I] 39, [I] 59, [I]
Walker, Private John	12, [I, II]
Winsky, Private John.....	12, [I, II]
Wallace, Private William.....	12, [I, II]
Walker, Private George W.....	14
Watson, Private John.....	15, [II, IV]
Wilson, Private John.....	34, [I, II] 54, [I, II]
Wilson, Sergeant Thomas.....	47, [I, II]
Waller, Private Le Roy.....	48, [I, II]
Wilson, Private James L.....	54, [I, II]
Wentworth, Private George.....	55, [I, II]
Wood, Private Charles H.....	57, [I, II]
Welch, Sergeant William.....	57, [I, II]
Zugbaum, Private Otto.....	54, [I, II]

INDEX OF SUBJECTS.

AMMUNITION—

Sale of, to Indians, regulated.....	3
Register of, to be kept at posts.....	3

BOARDS OF SURVEY—

Regulating and specifying mode of procedure, &c.,	32, 52
---	--------

COURTS MARTIAL—

Publishes proceedings of, at Fort Snelling, Minn.,	
1, [I, II, III] 19, [I, III] 6, [II, III] 37. [I, II] 55, [I, II] 57, [I, II]	

At Fort Wadsworth, D. T.....	
6, [I, III] 7, [III, IV] 15, [III, IV] 46, [I, II]	
“ “ Sully D. T.....7, [I, IV] 15, [I, IV] 33, [I, II]	
“ “ Rice, D. T.,.....12, [I, II] 34 [I, II] 39, [I, II]	
“ “ Buford, D. T.,.....38, [I, II] 56 [I, II]	
“ “ Stevenson, D. T.....59, [I, II]	
“ “ Randall, D. T.,...7, [II, IV] 15, [II, IV] 19, [I, III]	
“ “ Shaw, M. T.,.....48, [I, II]	
“ Camp Cooke, M. T.,.....23, [I, II] 47, [I, II] 54, [I, II]	
“ Fort Abercrombie, D. T.,.....58, [I, II]	

COURTS MARTIAL—

Convened at certain posts, dissolved.....	31
---	----

COMMANDERS POST—

To make inspection of subsistence stores, and forward report to these Headquarters,.....	35, [I, II]
To supervise the issue of ammunition to traders for sale to Indians,.....	3, [III, IV, V]

Directed to cause surveys to be made, preparatory to establishing Military Reservations,.....	21, [I]
Ordered to discharge all civilians that can be dispensed with in the Quartermaster's Department, and make report,.....	36
Ordered to take proper precautions against fires, To see to the sale of spring wagons, &c., in the Quartermaster's Department.....	40
Attention of, called to necessary precautions to be observed for the prevention of scurvy, &c.,.....	43
COMMANDERS DISTRICT—	
Ordered to make out and forward estimate of supplies,	49
Ordered to forward tabular statements of Campaigns, &c.,.....	Circular, Sept. 19th, 1867
CIRCULARS—	
Promulgating order modifying system of distribution of General Orders War Department,.....	Feb. 6, 1867
Relating to inspections of unserviceable property, and requiring Post Commanders to forward inventories of public property.....	March 23d, 1867
Orders District Commanders to forward to these Headquarters tabular statements of campaigns, &c.,.....	Sept. 19th, 1867
Directs that surplus ordnance and ordnance stores be forwarded to Leavenworth Arsenal,.....	Oct. 5th, 1867
CORRESPONDENCE, OFFICIAL—	
Order in relation to, during the absence of the Department Commander from his permanent Headquarters,	30
CLERKS—	
Order in relation to detail of enlisted men in Subsistence Department,	35
Civilian in Quartermaster's Department to be discharged,	36
DAKOTA, DEPARTMENT OF—	
Headquarters established at Saint. Paul, Minn.....	17
ESTIMATES—	
For the year ending July 1st, 1869, ordered to be forwarded,.....	42

INDEX OF SUBJECTS.

11

Publishes form for, in Quartermaster's Department,	50
For funds ordered,	51

FUNDS—

Form of estimates for, in Quartermaster's Department,	50
Estimates for, ordered to be made	51

FIRE—

Precautions to be taken against,	40
--	----

FORT SNELLING—

Military Reservation of, established,	8
Order establishing Mil. Reservation suspended, ...	28
Garrison of,	9
Ripley, Garrison of,	9
Ridgely, ordered to be abandoned,	9
Dakota. Garrison of.	9
Thompson, ordered to be abandoned.	9
Rice, Garrison of.	9
Buford, Garrison of.	9
Abererombie, Garrison of.	9
Abererombie, Military Reservation of, established,	10
Wadsworth, Garrison of.....	9
Wadsworth, Military Reservation of, established,	41
Randall, Garrison of.....	9
Sully, Garrison of.	9
On Cheyenne River named Fort Ransom,	29
Camp Cooke, Garrison of.	9

GARRISON—

Prescribed for various posts,	9
-------------------------------------	---

HORSES—

Distribution of, for mounting Infantry,	27, [II]
---	----------

INDIANS—

Sale of ammunition to, regulated,	3
---	---

POSTS—

Prescribing the order in which buildings shall be erected at new,	16
Indian scouts allowed to,	27

PROPERTY, PUBLIC—

Officers forbidden to receipt for, until the same is examined,	52
--	----

QUARTERMASTER'S DEPARTMENT—

Publishes form for, estimates for funds in,.....	50
Civilian employees to be discharged,.....	36
Sale of spring wagons, &c.,.....	43

QUARTERMASTERS—

Bvt. Colonel J. G. Chandler relieved from duty as Chief,	11
Bvt. Brig General S. B. Holabird, announeed as Chief,.....	11

RESERVATIONS, MILITARY—

Establishment of	
At Fort Snelling, Minn.,.....	8
At Fort Abercrombie, D. T.,.....	10
At Fort Wadsworth, D. T.,.....	41

RESERVATION, MILITARY—

Post Commanders directed to make surveys pre- paratory to establishment of,	21, [I]
At Fort Snelling, Minn , suspended,.....	28
Indian Traders allowed to establish themselves on,	2

RESERVATIONS—

General Orders No. 8, of July 9th, 1866, from Headquarters Department of the Platte, in rela- tion to, (so far as relates to this Department), revoked,	21, [II]
--	----------

ORDERS—

No. 10, of July 31st, 1866, Department of the Platte, so far as relates to this Department, revocation of,	3, [I]
No. 8, of July 9th, 1866, Department of the Platte, so far as relates to this Department, revocation of,	21, [II]

STOREHOUSES—

Directing that they be the first buildings erected at new posts,.....	16
To be frequently inspected,.....	32

SCOUTS, INDIAN—

Regulating their distribution,.....	27, [I]
-------------------------------------	---------

SUBSISTENCE DEPARTMENT—

To enable it to secure reimbursements for stores sold on credit to steamers, &c.,.....	13
Relating to the detailing of enlisted men for duty	

- with Post Commissaries, &c.,..... 35, [III]
Post Commanders to make inspection of subsistence stores, and forward report,..... 35, [I, II]

SCURVY—

- Steps to be taken for the prevention of,..... 49

TRADERS, INDIAN—

- Allowing their establishment on Military Reservations,..... 2
Regulating sale of ammunition to Indians by,..... 3, [I, III]

TRANSPORTATION—

- Promulgating order from War Department in relation to,..... 43







Headquarters, Department of Dakota,

FORT SNELLING, MINN., January 11, 1867.

GENERAL ORDERS, }

No. 1. }

I.—Before a General Court Martial, which convened at Fort Snelling, Minnesota, pursuant to Special Orders No. 23, dated Headquarters, Department of Dakota, Fort Snelling, Minn., Dec. 12th, 1866, and of which Brevet Colonel J. G. CHANDLER, Captain and Assistant Quartermaster, U. S. A., is President, were arraigned and tried:—

1. Private JAMES CURRAN, of Company "H," 10th U. S. Infantry, on the following charges:

CHARGE 1ST.—"Disobedience of Orders."

CHARGE 2D.—"Conduct prejudicial to good order and military discipline."

FINDING.—Of the 1st Charge—"Guilty."

Of the 2d Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JAMES CURRAN, of Company "H," 10th U. S. Infantry, "*To be confined at Hard Labor, under charge of a Guard, for the period of sixty (60) days.*"

2. Private WILLIAM McDONALD, of Company "H," 10th U. S. Infantry, on the following charge:

CHARGE.—"Sleeping on post."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM McDONALD, of Company "H," 10th U. S. Infantry, "*To be confined at Hard Labor, under charge of a Guard, for the period of three (3)*

months, and to forfeit to the United States twelve (\$12) dollars of his monthly pay for three (3) months."

3. Private PATRICK ISH, of Company "H," 10th U. S. Infantry, on the following charges:

CHARGE 1ST—"Neglect of Duty."

CHARGE 2D—"Drunkenness on Duty."

FINDING.—Of the 1st Charge—"Guilty."

Of the 2d Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private PATRICK ISH, of Company "H," 10th U. S. Infantry, *"To be confined at Hard Labor, under charge of a Guard, for the period of three (3) months, and to forfeit to the United States ten (\$10) dollars of his monthly pay for three (3) months."*

4. Private DANIEL HARRIGAN, of Company "H," 10th U. S. Infantry, on the following charge:

CHARGE.—"Absence without leave."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private DANIEL HARRIGAN, of Company "H," 10th U. S. Infantry, *"To be confined at Hard Labor, under charge of a Guard, for the period of thirty (30) days, and to forfeit to the United States five (\$5) dollars of his monthly pay for one (1) month."*

5. Private CHARLES FRANZ FORRET, of Company "I," 10th U. S. Infantry, on the following charges:

CHARGE 1ST—"Desertion."

CHARGE 2D—"Theft."

FINDING.—Of the 1st Charge—"Not Guilty," but guilty of "Absence without leave."

Of the 2d Charge—"Not Guilty."

SENTENCE.

And the Court do therefore sentence him, Private CHARLES FRANZ FORRET, of Company "I," 10th U. S. Infantry, *"To be confined at*

Hard Labor, under charge of a Guard, for the period of fifteen (15) days."

II.—Before a General Court Martial, which convened at Fort Snelling, Minnesota, pursuant to Special Orders No. 26, dated Headquarters, Department of Dakota, Fort Snelling, Minn., Dec. 27th, 1866, and of which Brevet Lieut. Col. A. K. SMITH, Surgeon U. S. A., is President, were arraigned and tried:—

1. Lance Corporal JOHN MURRAY, of Company "H," 10th U. S. Infantry, on the following charges:

CHARGE 1ST.—"Conduct to the prejudice of good order and military discipline."

CHARGE 2D.—"Drunkenness on Duty."

FINDING.—Of the 1st Charge—"Guilty."

Of the 2d Charge—"Not Guilty."

SENTENCE.

And the Court do therefore sentence him, Lance Corporal JOHN MURRAY, of Company "H," 10th U. S. Infantry, "*To be confined at Hard Labor, under charge of a Guard, for the period of one (1) month, and to forfeit to the United States ten (\$10) dollars of his monthly pay for one (1) month.*"

2. Private THOMAS M. GIBLIN, of Company "H," 10th U. S. Infantry, on the following charge:

CHARGE.—"Absence without leave."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private THOMAS M. GIBLIN, of Company "H," 10th U. S. Infantry, "*To be confined at Hard Labor, under charge of a Guard, for the period of fifteen (15) days, and to forfeit to the United States ten (\$10) dollars of his monthly pay for one month.*"

3. Private ROBERT MCCARTNEY, Company "H," 10th U. S. Infantry, on the following charge:

CHARGE.—“Conduct prejudicial to good order and military discipline.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private ROBERT McCARTNEY, of Company “H,” 10th U. S. Infantry, “*To be confined at Hard Labor, under charge of a Guard, for the period of two (2) months.*”

4. Private JAMES A. BLANEY, of Company “B,” 10th U. S. Infantry, on the following charge:

CHARGE.—“Conduct prejudicial to good order and military discipline.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private JAMES A. BLANEY, of Company “B,” 10th U. S. Infantry, “*To be confined at Hard Labor, under charge of a Guard, for the period of twenty (20) days.*”

5. Private LOUIS BRUST, Company “H,” 3d U. S. Infantry, on the following charges:

CHARGE 1ST.—“Desertion.”

CHARGE 2D.—“Re-enlisting without a regular discharge.”

FINDING.—“Guilty.”

SENTENCE.

And the Court therefore sentences him, Private LOUIS BRUST, of Company “H,” 3d U. S. Infantry, “*To forfeit to the United States all pay and allowances that are now due, or that may become due him, previous to the promulgation of this sentence, except the just dues of the Laundress and Sutler; to make good the time lost by desertion, and to be confined at Hard Labor, under charge of a Guard, for the period of one (1) year, with loss of all pay and allowances during his period of confinement, except the necessary fatigue clothing.*”

III.—The proceedings, findings and sentences of the General Courts Martial in the foregoing cases of Privates JAMES CURRAN, WILLIAM McDONALD, PATRICK ISH, DANIEL HARRIGAN, Lanee

Corporal JOHN MURRAY, Privates THOMAS M. GIBLIN and ROBERT MCCARTNEY, of Company "H," and Private JAMES A. BLANEY, of Company "B," 10th U. S. Infantry, are approved, and the sentences will be carried into execution.

In the case of Private CHARLES FRANZ FORRET, of Company "I," 10th U. S. Infantry, the proceedings, findings and sentence are approved, but on the recommendation of members of the Court, the sentence is remitted. Private FRANZ FORRET will be released from arrest and returned to duty.

In the case of Private LOUIS BRUST, Company "H," 3d U. S. Infantry, the proceedings, findings and sentence are approved, but so much of the sentence as imposes confinement, is hereby mitigated to three months. The sentence as thus mitigated will be carried into execution.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL,



Capt. 34th U. S. Infantry,
Acting Judge Advocate,
Department of Dakota.





Headquarters, Department of Dakota,

FORT SELLING, MINN., January 28, 1867.

GENERAL ORDERS, }
No. 2. }

Paragraph II, of General Orders No. 9, Headquarters Department of the Platte, July 24th, 1866, which forbids Indian Traders to establish themselves on military reservations, so far as it relates to posts now included within this Department, is hereby revoked.

By Command of Brevet Maj. Gen. A. H. Terry,

CHAS. H. GRAVES,

Capt. 34th U. S. Infantry,
A. A. Inspector and Adj. General.

OFFICIAL.



Capt. 34th U. S. Infantry,
A. A. Inspector and Adj. General.

THE UNIVERSITY OF CHICAGO
CHICAGO, ILL.
JANUARY 10, 1900
TO THE PRESIDENT OF THE UNIVERSITY
FROM THE FACULTY
The Faculty of the University of Chicago
has the honor to acknowledge the receipt
of your letter of the 7th inst. and to
express its appreciation of the
interest which you have taken in
the work of the University.

Very respectfully,
J. M. McKim

Headquarters Department of Dakota,

FORT SNELLING, MINN., January 29, 1867.

GENERAL ORDERS, No. 3. }

I.—In obedience to instructions from the War Department, and from the Lieutenant General commanding the Military Division of the Missouri; General Orders No. 10, from the Headquarters, Department of the Platte, July 31st, 1866, so far as it relates to the posts now included in this Department, is hereby revoked.

II.—Hereafter Indian Traders located at military posts within this Department, will be permitted to sell ammunition to Indians under the orders and supervision of the post commanders respectively.

III.—Post commanders will be held responsible that only such quantities of powder and lead are sold as may be necessary to enable the Indians to obtain their subsistence; they will not permit them to be sold in such quantities as will enable either bands or individuals to accumulate any stock beyond what they require for immediate use.

In order to effect this result, the following rules will be observed:

1st. The stock of ammunition belonging to a trader or to traders at a post, will be kept in the post magazine, and the trader or traders will have access to it only on the order of the commanding officer.

2d. The commanding officer will issue weekly to each trader such quantity of ammunition as in his judgment may be safely sold during the week, having reference to the number of Indians trading at the post, and he will also fix the maximum amount which may be sold to any one person in any one month.

3d. Every trader will be required to keep a register of his

sales of ammunition, specifying the names of the persons to whom they are made, and the amount sold to each of them. This register will always be open to the inspection of the post Officer of the Day, and shall be inspected at least as often as once a week by the post commander.

4th. Should there be any evidence of an unfriendly disposition among the Indians in the vicinity of a post, or should any outrage be committed by them, all sales of ammunition will be at once prohibited, and a prohibition to purchase will be used as a punishment for any misconduct on the part either of individuals or bands.

5th. Should any trader in any manner evade, disobey, and fail to comply with the provisions of this order, or any rules and regulations in addition thereto, which may be established by the commander of the post at which he is located, the post commander will forthwith close up the store of such offending trader, and report the case to these Headquarters.

By Command of Brevet Maj. Gen. A. H. Terry,

CHAS. H. GRAVES,

Capt. 34th U. S. Infantry,
A. A. Inspector and Adj. General.

OFFICIAL,



Capt. 34th U. S. Infantry,
A. A. Inspector and Adj. General.

Headquarters, Department of Dakota,

FORT SWEETING, MINN., February 4, 1867.

GENERAL ORDERS,
No. 4.

The unexpired portion of the sentence in the case of Bugler WILLIAM H. BOYLE, of Company "H," 2d Battalion, 13th U. S. Infantry, which was published in General Orders No. 5, dated at these Headquarters, December 7th, 1866, is hereby remitted. Bugler BOYLE will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,
ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

FORT SNELLING, MINN., February 9, 1867.

GENERAL ORDERS }
No. 5.

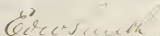
I.—So much of the sentences of the General Court Martial in the cases of Privates WM. D. PAULY, Company "G," JAMES A. RUDDICK, Company "F," ADAM SINDERHOFF, Company "E," JOHN H. BRYAN, Company "G," PHILO W. REESE and JAMES WILLIAMS, Company "B," 3d Battalion, 13th U. S. Infantry, and JAMES FRENCH, 3d class Musician, Band, 13th U. S. Infantry, promulgated in General Orders No. 6, from these Headquarters, of December 10th, 1866, as imposes confinement, is hereby mitigated to six (6) months' confinement at hard labor.

II.—In the case of Corporal OSCAR L. NYE, Company "H," 2d Battalion, 13th U. S. Infantry, promulgated in General Orders No. 7, from these Headquarters, dated December 12th, 1866, so much of the sentence as imposes confinement, is mitigated to six (6) months' confinement at hard labor.

By Command of Brevet Maj. Gen. A. H. Terry,
ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



G. C. M.

1. Bernard O'Beirne, Private, Co. "E," 10th U. S. Infantry.
 2. James Clark, Private, Co. "G," 10th U. S. Infantry.
 3. William Oakes, Private, Co. "K," 10th U. S. Infantry.
 4. Charles Randall, Private Co. "K," 10th U. S. Infantry.
 5. John Hanley, Private, Co. "I," 10th U. S. Infantry.
 6. John C. Schultz, Private, Co. "D," 10th U. S. Infantry.
-

Headquarters, Department of Dakota,

FORT SNELLING, MINN., February 18, 1867.

GENERAL ORDERS, }

No. 6. }

I....Before a General Court Martial, which convened at Fort Wadsworth, Dakota Territory, pursuant to Special Orders, No. 20, par. III, dated Headquarters, Department of Dakota, Fort Snelling, Minn., Dec. 6th, 1866, and of which Brevet Colonel S. B. HAYMAN, Major 10th U. S. Infantry, is President, were arraigned and tried :

1. Private BERNARD O'BEIRNE, Company "E," 10th U. S. Infantry, on the following charge :

CHARGE.—“Mutinous Conduct, to the prejudice of good order and military discipline.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private BERNARD O'BEIRNE, of Company “E,” 10th U. S. Infantry, *“To forfeit to the United States thirteen (§13) dollars of his monthly pay for six (6) months; to be confined at hard labor, in charge of the guard, with a weight of fifteen (15) pounds attached to his left leg, by a chain three (3) feet long, for the same period.”*

The Court is thus lenient on account of the previous good conduct of the prisoner, as shown in evidence.

2. Private JAMES CLARK, Company “G,” 10th U. S. Infantry, on the following charge :

CHARGE.—“Mutinous Conduct to the prejudice of good order and military discipline.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private JAMES CLARK, of Company “G,” 10th U. S. Infantry, *“To forfeit to the United States ten (10) dollars of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, having a weight of fifteen (15) pounds attached to his left leg, by a chain three (3) feet long, for the period of six (6) months.”*

3. Private WILLIAM OAKES, of Company “K,” 10th U. S. Infantry, on the following charge :

CHARGE.—“Sleeping on Post.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM OAKES, of Company “K,” 10th U. S. Infantry, *“To be confined at hard labor for four (4) months, in charge of the guard, with a weight of ten (10) pounds attached to his left leg, by a chain three (3) feet long, and to forfeit thirteen (§13) dollars of his monthly pay to the United States for the same period.”*

4. Private CHARLES RANDALL, of Company “K,” 10th U. S. Infantry, on the following charge :

CHARGE.—“Conduct prejudicial to good order and military discipline.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private CHARLES RANDALL, of Company “K,” 10th U. S. Infantry, “*To be confined in charge of the guard, for the period of two (2) months,—the first seven (7) days of which time to be in solitary confinement, and to be fed upon bread and water only, the balance of the time specified to be at hard labor, and to forfeit to the United States fourteen (\$14) dollars of his monthly pay, for two (2) months.*”

II....Before a General Court Martial, which convened at Fort Snelling, Minnesota, pursuant to Special Orders No. 26, dated Headquarters, Department of Dakota, Fort Snelling, Minn., Dec. 27th, 1866, and of which Brevet Lieut. Colonel A. K. SMITH, Surgeon U. S. A., is President, were arraigned and tried:—

1. Private JOHN HANLEY, of Company “I,” 10th U. S. Infantry, on the following charge;

CHARGE.—“Conduct to the prejudice of good order and military discipline ”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private JOHN HANLEY, of Company “I,” 10th U. S. Infantry, “*To be dishonorably discharged the service of the United States; to forfeit to the United States all pay and allowances that are or that may become due, up to the date of promulgation of this sentence, except the just dues of the laundress and sutler, and to be confined in such penitentiary as the Commanding General of the Department may designate, for the period of six (6) months.*”

2. Private JOHN C. SCHULTZ, of Company “D,” 10th U. S. Infantry, on the following charge:

CHARGE.—“Desertion.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private JOHN C. SCHULTZ, of Company "D," 10th U. S. Infantry, *"To forfeit to the United States all expenses incurred by his apprehension ; to make good the time lost by desertion, and to be confined at hard labor, under charge of a guard, for the period of four (4) months."*

III....The proceedings and findings of the General Court Martial in the foregoing cases of Privates BERNARD O'BIERNE, Company "E," JAMES CLARK, Company "G," and WILLIAM OAKES, Company "K," 10th U. S. Infantry, are approved. So much of the sentences as imposes the wearing of ball and chain, is disapproved, being contrary to the provisions of General Orders No. 95, War Department, A. G. O., Dec. 10, 1866. The remainder is approved, and will be carried into execution.

In the cases of Privates CHARLES RANDALL, Company "K," JOHN C. SCHULTZ, Company "D," and JOHN HANLEY, Company "I" 10th U. S. Infantry, the proceedings, findings and sentences are approved, and will be carried into execution. The State Prison of Minnesota is designated as the place of Private HANLEY's confinement.

By Command of Brevet Maj. Gen. A. H. Terry,
ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

G. C. M.

1. Oscar L. Nye, Corporal, Co. "H," 22d U. S. Infantry.
 2. George Deorsey, Musician, Co. "C," 22d U. S. Infantry.
 3. Almond H. Frazer, Private, Co. "C," 22d U. S. Infantry.
 4. Mathew Carroll, Private, Co. "C," 22d U. S. Infantry.
 5. Albert Boardman, Private, Co. "H," 22d U. S. Infantry.
 6. Benjamin Hudson, Private, Co. "C," 22d U. S. Infantry.
 7. James D. Connell, Private, Co. "E," 22d U. S. Infantry.
 8. Anson Windover, Private, Co. "C," 22d U. S. Infantry.
 9. Charles Mack, Private, Co. "G," 22d U. S. Infantry.
 10. George A. Leonard, Private, Co. "G," 22d U. S. Infantry.
 11. William Frazer, Private, Co. "F," 10th U. S. Infantry.
 12. Timothy Ryan, Private, Co. "D," 10th U. S. Infantry.
 13. James Gardner, Private, Co. "F," 10th U. S. Infantry.
-

Headquarters, Department of Dakota,

FORT SNELLING, MINN., February 28, 1867.

GENERAL ORDERS } No. 7. }

I....Before a General Court Martial, which convened at Fort Sully, Dakota Territory, pursuant to Special Orders No. 4, dated

Headquarters, Department of Dakota, Fort Sully, D. T., October 14th, 1866, and of which Capt. JOHN M. DUFFY, 22d U. S. Infantry, is President, were arraigned and tried:—

1. Corporal OSCAR L. NYE, of Company "H," 22d U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Corporal OSCAR L. NYE, of Company "H," 22d U. S. Infantry, *"To make good the time lost by desertion; to reimburse the United States all expenses incurred for his apprehension; and to be confined at hard labor, under charge of a guard, for six (6) months, and to forfeit to the United States ten (10) dollars of his monthly pay for the same period."*

2. Musician GEORGE DEORSEY, of Company "C," 22d U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Musician GEORGE DEORSEY, of Company "C," 22d U. S. Infantry, *"To reimburse the United States for all expenses incurred for his apprehension, and to forfeit to the United States his pay for three months; to make good the time lost by desertion, and to be confined at hard labor, under charge of the Guard, for three (3) months."*

The Court is thus lenient in consequence of the good character hitherto borne by the prisoner, and his youth.

3. Private ALMOND H. FRAZER, of Company "C," 22d U. S. Infantry, on the following charge:

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Not Guilty."

And the Court do therefore acquit him, Private ALMOND H. FRAZER, of Company "C," 22d U. S. Infantry.

4. Private MATHEW CARROLL, of Company "C," 22d U. S. Infantry, on the following charges :

CHARGE 1ST.—"Desertion."

CHARGE 2D.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private MATHEW CARROLL, of Company "C," 22d U. S. Infantry, *"To forfeit all pay and allowances that are now or may become due him, except the just dues of the laundress and Sutler, and such clothing as may be necessary for fatigue purposes, and to be confined at hard labor, under charge of a guard, at such military post as the Department Commander, may direct, for the period of one year, and then to be dishonorably discharged from the service."*

5. Private ALBERT BOARDMAN, of Company "H," 22d U. S. Infantry, on the following charge :

CHARGE.—"Sleeping on Post."

FINDING.—"Not Guilty."

And the Court do therefore acquit him, Private ALBERT BOARDMAN, of Company "H," 22d U. S. Infantry.

6. Private BENJAMIN HUDSON, of Company "C," 22d U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private BENJAMIN HUDSON, of Company "C," 22d U. S. Infantry, *"To forfeit all pay and allowances that are now or may become due him, except the just dues of the laundress and Sutler, and such clothing as may be necessary for fatigue purposes, to be confined at hard labor, at such military post as the Department Commander may direct, for the period of one year, and then to be dishonorably discharged from the service."*

7. Private JAMES D. CONNELL, of Company "E," 22d U. S. Infantry, on the following charge :

CHARGE.—“Conduct to the prejudice of good order and military discipline.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private JAMES D. CONNELL, of Company “E,” 22d U. S. Infantry, *“To be confined at hard labor, under charge of a Guard, for the period of sixty (60) days, and to forfeit ten (10) dollars of his monthly pay, for the same period.”*

8. Private ANSON WINDOVER, of Company “C,” 10th U. S. Infantry, on the following charges:

CHARGE 1ST —“Desertion.”

CHARGE 2D.—“Conduct to the prejudice of good order and military discipline.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private ANSON WINDOVER, of Company “C,” 22d U. S. Infantry, *“To forfeit all pay and allowances that are now or may become due him, except the just dues of the laundress and Sutler, and such clothing as may be necessary for fatigue purposes; to be confined at hard labor, under charge of a guard, at such military post as the Department Commander may direct, for the period of one year, and then to be dishonorably discharged from the service.”*

II....Before a General Court Martial, which convened at Fort Randall, Dakota Territory, pursuant to Special Orders No. 20, dated Headquarters, Department of Dakota, Fort Snelling, Minn., December 6th, 1866, and of which Brevet Lieut. Colonel HIRAM DRYER, Major 22d U. S. Infantry, is President, were arraigned and tried:—

1. Private CHARLES MACK, of Company “G,” 22d U. S. Infantry, on the following charge:

CHARGE.—“Attempting Desertion.”

FINDING.—“Not Guilty.”

And the Court do therefore acquit him Private CHARLES MACK, of Company “G,” 22d U. S. Infantry,

2. Private GEORGE A. LEONARD, of Company "G," 22d U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING—"Not Guilty."

And the Court do therefore acquit him, Private GEORGE A. LEONARD, of Co. "G," 22d U. S. Infantry.

III...Before a General Court Martial which convened at Fort Wadsworth, Dakota Territory, pursuant to Special Orders No. 2, dated Headquarters, Department of Dakota, January 5th, 1867, and of which Brevet Colonel S. B. HAYMAN, Major 10th U. S. Infantry, is President, were arraigned and tried:

1. Private WILLIAM FRAZER, of Company "F," 10th U. S. Infantry, on the following charges:

CHARGE 1ST.—"Violation of the 44th Article of War."

CHARGE 2D.—"Violation of the 9th Article of War."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM FRAZER, of Company "F," 10th U. S. Infantry, "*To be confined at hard labor, for two (2) months, in charge of the police guard, where his company may be stationed, and to forfeit to the United States twelve (12) dollars of his monthly pay, per month, for the same period.*"

2. Private TIMOTHY RYAN, of Company "D," 10th U. S. Infantry, on the following charges:

CHARGE 1ST.—"Conduct to the prejudice of good order and military discipline."

CHARGE 2D.—"Violation of the 45th Article of War."

FINDING.—Of the 1st Charge—"Not Guilty."

Of the 2d Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private TIMOTHY RYAN, of Company "D," 10th U. S. Infantry, "*To be confined at hard labor, under charge of the police guard, wherever his Company may*

be stationed, for the period of three (3) months, and to forfeit to the United States twelve (12) dollars of his monthly pay, per month, for the same period.

3. Private JAMES GARDNER, of Company "F," 10th U. S. Infantry, on the following charges:

CHARGE 1ST.—"Disobedience of Orders."

CHARGE 2D.—"Violation of the 41st Article of War."

CHARGE 3D.—"Violation of the 6th Article of War."

CHARGE 4TH.—"Violation of the 9th Article of War."

FINDING—Of the 1st Charge—"Not Guilty."

Of the 2d Charge—"Not Guilty."

Of the 3d Charge—"Not Guilty, but Guilty of conduct to the prejudice of good order and military discipline."

Of the 4th Charge—"Not Guilty, but Guilty of conduct to the prejudice of good order and military discipline."

SENTENCE.

And the Court do therefore sentence him, Private JAMES GARDNER, of Company "F," 10th U. S. Infantry, *"To solitary confinement, on bread and water, every alternate fourteen (14) days for three (3) months, at the post where his Company may be stationed; the balance of the time at hard labor, and to forfeit fourteen (\$14) dollars of his monthly pay, per month, to the United States, for the same period.*

IV....The proceedings findings, and sentences of the General Courts Martial in the foregoing cases of Corporal OSCAR L. NYE, Company "H," 22d U. S. Infantry, Privates JAMES GARDNER and WILLIAM FRAZER, Company "F," and TIMOTHY RYAN, Company "D," 10th U. S. Infantry, are approved; but on the recommendation of members of the Courts, the sentences are hereby remitted.

In the cases of Privates ALMOND H. FRAZER, Company "C," ALBERT BOARDMAN, Company "H," GEORGE A. LEONARD and CHARLES MACK, Company "G," 22d U. S. Infantry, the proceedings, findings and acquittals are approved.

The above named men, with the exception of Corporal NYE, (now

serving out a previous sentence,) will be released from arrest and returned to duty.

In the cases of Privates BENJAMIN HUDSON and MATHEW CARROLL, Company "H," 22d U. S. Infantry, the proceedings and findings are approved; so much of each sentence as imposes confinement, is hereby mitigated to six months imprisonment, in compliance with General Orders No. 95, War Department, December 10, 1866, under the provisions of which these are not considered aggravated cases of desertion. The remainder of the sentences are approved, and will be carried into execution.

In the cases of Private ANSON WINDOVER, Musician GEORGE DEORSEY, Company "C," and Privates JAMES D. CONNELL, Company "E," 22d U. S. Infantry, the proceedings, findings and sentences are approved, and the sentences will be carried into execution.

The Posts at which their respective Companies may be serving, are designated as the places of confinement for Privates HUDSON, CARROLL, and WINDOVER.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

THE
JOURNAL OF THE
ROYAL ANTHROPOLOGICAL INSTITUTE
OF GREAT BRITAIN AND IRELAND
VOLUME 10
PART 1
1880
LONDON
PUBLISHED BY THE
EDUCATIONAL SOCIETY
15, BEDFORD SQUARE, W.C.

1880

Headquarters, Department of Dakota,

FORT SNELLING, MINN., March 4, 1867.

GENERAL ORDERS, }
No. 8. }

Subject to the approval of the Secretary of War, the Military Reservation at Fort Snelling, Minnesota, is hereby established according to the map made in pursuance of the survey of September, 1866, and now on file in the office of the Chief Quartermaster, at these Headquarters, the same to embrace one square mile.

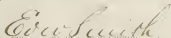
By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

FORT SNELLING, MINN., March 4, 1867.

GENERAL ORDERS, }
No. 9. }

The following disposition of the troops in this Department will be made during the coming season :

At Fort Snelling, Minn., one company of the 10th Infantry.

" " Ripley, " two companies " " "

" " Abercrombie, D. T., two " " " "

" " Wadsworth, " three " " " "

At a new post to be established on the Cheyenne river, two companies of the 10th Infantry.

Fort Ridgely, Minnesota, will be abandoned ; the company now stationed there, with one of the companies now at Fort Wadsworth, will constitute the garrison of the new post on the Cheyenne.

At Fort Dakota, D. T., one company of the 22d Infantry.

" " Randall, " one " " " "

" " Sully, " four companies " " "

" " Rice, " four " " " "

Fort Thompson, D. T., will be abandoned ; the company of the 22d Infantry now there will proceed to Fort Sully, and with the three companies of the same regiment already there, will constitute the garrison of that post.

Two of the companies of the 22d Infantry, now at Fort Randall, and the two new companies (" I " and " K ") of that regiment, will constitute the garrison of Fort Rice.

At Fort Buford, D. T., five companies of the 31st Infantry.

At a new post to be built in the neighborhood of Fort Berthold, D. T., two companies of the 31st Infantry.

At a new post to be built between the new post on the Cheyenne and Fort Berthold, three companies of the 31st Infantry.

At Camp Cooke, M. T., four companies of the 13th Infantry.

At a new post to be built on the Sun river, M. T., six companies of the 13th Infantry

The headquarters of the 22d Infantry will be at Fort Sully ; of the 31st Infantry, at the new post to be built near Fort Berthold ; of the 13th Infantry, at Camp Cooke, or at the new post on the Sun river, at the discretion of the commanding officer of the regiment.

The selection of the companies to occupy each of the posts above mentioned, except so far as the same is provided for in this order, will be made by the commanding officers of the respective regiments, who will designate them without delay, and report their action to these headquarters.

The troops on the Missouri river, excepting the company at Fort Thompson, will move to their new stations by water. Steamers will be sent to the several posts for this purpose as early in the season as possible, and from the time of the opening of the river, post commanders will hold such of their men as are to move, ready for embarkation whenever transportation shall arrive.

The execution of so much of this order as affects posts or troops within the District of Minnesota, will be deferred, awaiting further instructions from these headquarters.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

FORT SNELLING, MINN., March 7, 1867.

GENERAL ORDERS, }
No. 10. }

Subject to the approval of the Secretary of War, the military reservation at Fort Abercrombie, D. T., is hereby established, according to the map made in pursuance of the survey of November, 1866, and now on file in the office of the Chief Quartermaster, at these headquarters, the same to embrace five miles square.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

FORT SWELLING, MINN., JANUARY 28, 1867.

GENERAL ORDERS, }
No. 11. }

I....In obedience to orders from the War Department, Brevet Colonel J. G. CHANDLER, Assistant Quartermaster, U. S. Army, is hereby relieved from duty as Chief Quartermaster of this Department.

II....Brevet Brigadier General S. B. HOLABIRD, Deputy Quartermaster General, U. S. Army, having reported at these Headquarters for assignment to duty, in obedience to orders from the War Department, is hereby announced as Chief Quartermaster of this Department.

By Command of Brevet Maj. Gen. A. H. Terry,
ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

THE UNIVERSITY OF CHICAGO
LIBRARY

CHICAGO, ILL. 60637

1968

THE UNIVERSITY OF CHICAGO
LIBRARY

THE UNIVERSITY OF CHICAGO
LIBRARY

THE UNIVERSITY OF CHICAGO
LIBRARY

THE UNIVERSITY OF CHICAGO
LIBRARY

G. C. M.

1. Robert Belt, Corporal, Co. "B," 31st U. S. Infantry.
2. John Murray, Corporal, Co. "H," 31st U. S. Infantry.
3. John Walker, Private, Co. "H," 31st U. S. Infantry.
4. John Winsky, Private, Co. "F," 31st U. S. Infantry.
5. John W. Robinson, Private, Co. "H," 31st U. S. Infantry.
6. James Keating, Private, Co. "G," 31st U. S. Infantry.
7. Henry Rees, Private, Co. "F," 31st U. S. Infantry.
8. William Wallace, Private, Co. "B," 31st U. S. Infantry.
9. Charles Boeghold, Private, Co. "G," 31st U. S. Infantry.
10. Charles Moore, Sergeant, Co. "G," 31st U. S. Infantry.
11. James Thompson, Private, Co. "H," 31st U. S. Infantry.
12. Eleazer A. Eaton, Private, Co. "H," 31st U. S. Infantry.
13. William H. Phillips, Private, Co. "F," 31st U. S. Infantry.
14. James W. Bates, Private, Co. "F," 31st U. S. Infantry.

Headquarters, Department of Dakota,

FORT SNELLING, MINN., March 13, 1867.

GENERAL ORDERS. } No. 12. }

1. Before a General Court Martial, which convened at Fort Rice, Dakota Territory, pursuant to Special Orders No. 22, dated Headquarters, Department of Dakota, Fort Snelling, Minn., De-

cember 9th, 1866, and of which Brevet Colonel J. N. G. WHISTLER, Major, 31st U. S. Infantry, is President, were arraigned and tried :

1. Corporal ROBERT BELT, of Company "B," 31st U. S. Infantry, on the following charges :

CHARGE 1st.—"Drunkenness."

CHARGE 2d.—"Conduct prejudicial to good order and military discipline."

FINDING.—Of the 1st Charge, "Guilty."

Of the 2d Charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, Corporal ROBERT BELT, of Company "B," 31st U. S. Infantry, "*To be reduced to the rank of a private soldier; to forfeit to the United States ten (\$10) dollars of his monthly pay, for twelve (12) months, and to be confined at Hard Labor, in charge of the Guard, for the same period.*"

2. Corporal JOHN MURRAY, of Company "H," 31st U. S. Infantry, on the following charge:

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Not Guilty."

And the Court do therefore acquit him, Corporal JOHN MURRAY, of Company "H," 31st U. S. Infantry.

3. Private JOHN WALKER, of Company "H," 31st U. S. Infantry, on the following Charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JOHN WALKER, of Company "H," 31st U. S. Infantry, "*To be confined at Hard Labor, in charge of the Guard, for the period of sixty (60) days.*"

The Court is thus lenient to the accused, believing that he acted more from ignorance, than from any intention to do wrong.

4. Private JOHN WINSKY, of Company "F," 31st U. S. Infantry, on the following charge :

CHARGE.—"Drunkenness on Duty."

FINDING.—"Not Guilty."

And the Court do therefore acquit him, Private JOHN WINSKY, of Company "F," 31st U. S. Infantry.

5. Private JOHN W. ROBINSON, of Company "H," 31st U. S. Infantry, on the following charge :

CHARGE.—"Deserting his Post."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JOHN W. ROBINSON, of Company "H," 31st U. S. Infantry, *"To be confined at Hard Labor, in charge of the Guard, for the period of six (6) months, and every alternate day to walk in front of Sentinel No. 1, from Reveille till Retreat, with a weight of thirty (30) pounds on his back, allowing thirty (30) minutes for each meal."*

6. Private JAMES KEATING, of Company "G," 31st U. S. Infantry, on the following charge :

CHARGE.—"Conduct prejudicial to good order and military discipline."

FINDING.—"Not Guilty."

And the Court do therefore acquit him, Private JAMES KEATING, of Company "G," 31st U. S. Infantry.

7. Private HENRY REES, of Company "F," 31st U. S. Infantry, on the following charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Not Guilty."

And the Court do therefore acquit him, Private HENRY REES, of Company "F," 31st U. S. Infantry.

8. Private WILLIAM WALLACE, of Company "B," 31st U. S. Infantry, on the following charge :

CHARGE.—“Deserting his Post.”

FINDING.—“Not Guilty.”

And the Court do therefore acquit him, Private WILLIAM WALLACE, of Company “B,” 31st U. S. Infantry.

9. Private CHARLES BOEGHOLD, of Company “G,” 31st U. S. Infantry, on the following charge :

CHARGE.—“Conduct prejudicial to good order and military discipline.”

FINDING —“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private CHARLES BOEGHOLD, of Company “G,” 31st U. S. Infantry, “*To be confined at Hard Labor, in charge of the Guard, for the period of thirty (30) days.*”

10. Sergcant CHARLES MOORE, of Company “G,” 31st U. S. Infantry, on the following charge :

CHARGE.—“Conduct prejudicial to good order and military discipline.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Sergeant CHARLES MOORE, of Company “G,” 31st U. S. Infantry, “*To be reprimanded in orders.*”

11. Private JAMES THOMPSON, of Company “H,” 31st U. S. Infantry, on the following charge :

CHARGE.—“Theft.”

FINDING.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private JAMES THOMPSON, of Company “H,” 31st U. S. Infantry, “*To forfeit to the United States, all pay and allowances that are now due, or that may become due him, except the just dues of the Laundress and Sutler ; to be dishonorably discharged the service of the United States, and to be confined*

at Hard Labor, for the period of three (3) years, in such Penitentiary as the Commanding General of the Department may direct."

12. Private ELEAZER A. EATON, of Company "H," 31st U. S. Infantry, on the following charge:

CHARGE.—"Deserting his Post."

FINDING.—"Guilty."

SENTENCE

And the Court do therefore sentence him, Private ELEAZER A. EATON, of Company "H," 31st U. S. Infantry, "*To be confined at Hard Labor, in charge of the Guard, for the period of six (6) months, and every alternate day to walk in front of Sentinel No. 1, from Reveille till Retreat, with a weight of thirty (30) pounds on his back, allowing thirty (30) minutes for each meal.*"

13. Private WILLIAM H. PHILLIPS, of Company "F," 31st U. S. Infantry, on the following charges:

CHARGE 1ST—"Drunkenness on Duty."

CHARGE 2D—"Neglect of duty."

FINDING.—Of the 1st Charge—"Guilty."

Of the 2d Charge—"Not Guilty."

SENTENCE

And the Court do therefore sentence him, Private WILLIAM H. PHILLIPS, Company "F," 31st U. S. Infantry, "*To be confined at Hard Labor, under charge of the Guard, for six (6) months, to carry a knapsack weighing thirty (30) pounds, every alternate day during that period, from Reveille till Retreat, allowing him thirty (30) minutes for each meal.*"

14. Private JAMES W. BATES, of Company "F," 31st U. S. Infantry, on the following charge:

CHARGE.—"Drunkenness on duty."

FINDING.—"Guilty."

SENTENCE

And the Court do therefore sentence him, Private JAMES W. BATES, Company "F," 31st U. S. Infantry, "*To be confined at*

Hard Labor, in charge of the Guard, for the period of six (6) months, to carry a knapsack weighing thirty (30) pounds, each alternate day, from Recceille till Retreat, allowing thirty (30) minutes for each meal."

II...The proceedings, findings and sentences of the General Court Martial, in the foregoing cases of Privates CHARLES BOEGHOLD, Company "G," and ELEAZER A. EATON, and Sergeant CHARLES MOORE, of Company "H," 31st U. S. Infantry, are approved, and the sentences will be carried into execution.

The Post Commander at Fort Rice is charged with the execution of the sentence in the case of Sergeant MOORE.

In the cases of Corporal JOHN MURRAY, Company "H," Privates HENRY REES and JOHN WINSKY, Company "F," JAMES KEATING, Company "G," and WILLIAM WALLACE, Company "B," 31st U. S. Infantry, the proceedings, findings and acquittals are approved. They will be released from arrest and returned to duty.

In the cases of Privates JAMES W. BATES and WILLIAM H. PHILLIPS, of Company "F," 31st U. S. Infantry, the proceedings, findings and sentences are approved, but each sentence is hereby mitigated to imprisonment for three (3) months, with the knapsack punishment every alternate day during that time.

In the case of Corporal ROBERT BELT, Company "B," 31st U. S. Infantry, the proceedings and findings are approved; so much of the sentence as imposes confinement at Hard Labor for twelve (12) months, is disapproved, being contrary to the provisions of General Orders No. 4, War Department, A. G. O. current series. The remainder of the sentence is approved, but on the recommendation of members of the Court, so much as imposes a forfeiture of pay, is remitted. Corporal BELT will be reduced to the ranks, and returned to duty as a private soldier.

In the cases of Privates JAMES THOMPSON, JOHN WALKER and JOHN W. ROBINSON, of Company "H," 31st U. S. Infantry, the proceedings, findings and sentences are approved. The Minnesota State Prison, at Stillwater, Minnesota, is designated as the place of confinement for Private THOMPSON.

On the recommendation of members of the Court, the sentences of Privates WALKER and ROBINSON are hereby remitted. They will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., April 6, 1867.

GENERAL ORDERS, }
No. 13. }

In order to secure to the Subsistence Department reimbursements for subsistence stores sold on credit to steamers and freight contractors, every officer who thus sells stores, is hereby ordered to furnish a list of them, with prices and cost of transportation, in detail, to the Chief Quartermaster and Chief Commissary of the Department, copies of which will be forwarded by the Chief Commissary to the officer who is to pay for the transportation, or charter of the boat, and to the Chief Commissary of the Military Division of the Missouri.

No settlement will be made by any officer of this Department for such transportation, or charter, until the contracting parties produce a certificate from the Chief Commissary of the Department, or of the Military Division, that there are no charges against them at their respective offices.

By Command of Brevet Maj. Gen. A. H. Terry,
ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

ST. PAUL, MINN., April 11, 1867

GENERAL ORDERS, }

No. 14. }

The unexecuted portion of the sentences of the General Court Martial convened at Fort Rice, D. T., by Special Orders No. 53, of June 17th, 1866, from Headquarters, District of the Upper Missouri, in the cases of the following named enlisted men, is hereby remitted. They will be released from confinement and returned to duty :

Hospital Steward John W. Toskay, U. S. Army.

Private Hiram Holsey, Co. "B," 3d Batt., 13th U. S. Infantry

Private Charles Hendricks, Co. "B," 3d Batt., 13th U. S. Infantry.

Private George Martin, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Albert Tomlinson, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Christian Vert, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Jacob Keizer, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Wm. J. Noyes, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Abraham Foliard, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Stephen Delacella, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Elmer A. Noble, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Daniel Harlan, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Chancey Estell, Co. "B," 3d Batt., 13th U. S. Infantry.

Sergeant James B. Azell, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Austin Fleming, Co. "B," 3d Batt., 13th U. S. Infantry.

Private George W. Walker, Co. "B," 3d Batt., 13th U. S. Infantry.

Private Charles Rooney, Co. "B," 3d Batt., 13th U. S. Infantry

Private John Dailey, Co. "E," 3d Batt., 13th U. S. Infantry.

Private John Lonch, Co. "F," 3d Batt., 13th U. S. Infantry.

Private George W. Morgan, Co. "F," 3d Batt., 13th U. S. Infantry.

Private John H. Bryan, Co. "G," 3d Batt., 13th U. S. Infantry.

Private Jas. R. Thompson, Co. "H," 3d Batt., 13th U. S. Infantry.

Private Cornelius Porter, Co. "H," 3d Batt., 13th U. S. Infantry.

Private John W. Robinson, Co. "H," 3d Batt., 13th U. S. Infantry.

Private Charles Gates, Co. "H," 3d Batt., 13th U. S. Infantry.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General

Headquarters, Department of Dakota, Fort Sully, D. T., October 14th, 1866, and of which Capt. JOHN M. DUFFY, 22d U. S. Infantry, is President, were arraigned and tried :—

1. Private MATHEW LAWLESS, of Company "H," 22d U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private MATHEW LAWLESS, of Company "H," 22d U. S. Infantry, "*To forfeit to the United States twelve (12) dollars per month, of his monthly pay for six months, and to be confined at hard labor, under charge of the guard, for the same period.*"

2. Private WILLIAM T. THORPE, of Company "C," 22d U. S. Infantry, on the following charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM T. THORPE, of Company "C," 22d U. S. Infantry, "*To forfeit all pay and allowances that are now or may become due him, except the just dues of the laundress and Sutler, and such clothing as may be necessary for fatigue purposes, to be confined at hard labor, at such military post as may be designated by the Department Commander, for six (6) months, and then to be dishonorably discharged from the service.*"

3. Private DENIS O'BRIEN, of Company "E," 22d U. S. Infantry, on the following charge :

CHARGE.—"Sleeping on Post."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private DENIS O'BRIEN, of Company "E," 22d U. S. Infantry, "*To forfeit five (5) dollars per month, of his monthly pay, for six (6) months, and to be confined at hard labor, under charge of the guard, for three (3) months.*"

4. Private CHARLES LASH, of Company "H," 22d U. S. Infantry, on the following charge:

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private CHARLES LASH, of Company "H," 22d U. S. Infantry, *"To forfeit all pay and allowances that are now or may become due him, except the just dues of the laundress and Sutler, and such clothing as may be necessary for fatigue purposes, and to be confined at hard labor, under charge of the guard, at such military post as may be designated by the Department Commander, for the period of six (6) months, and then to be dishonorably discharged from the service."*

II....Before a General Court Martial, which convened at Fort Randall, Dakota Territory, pursuant to Special Orders No. 20, dated Headquarters, Department of Dakota, Fort Snelling, Minn., December 6th, 1866, and of which Brevet Lieut. Colonel HIRAM DRYER, Major 22d U. S. Infantry, is President, were arraigned and tried:

1. Private JOHN WATSON, of Company "B," 22d U. S. Infantry, on the following charges:

CHARGE 1ST.—"Desertion."

CHARGE 2D.—"Theft."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JOHN WATSON, of Company "B," 22d U. S. Infantry, *"To forfeit all pay and allowances that are, or may become due him; to be kept in solitary confinement, on bread and water, fourteen (14) days during every month for six (6) months, and wear a barrel marked in large letters, "Thief," and "Deserter," under charge of a sentinel, from reveille until retreat, while not in confinement during same time, and at the expiration of said six months, to have his head shaved, drummed out and dishonorably discharged the service of the United States. The execution of said sentence to be at the post where his company may be serving, or such."*

2. Private JOSEPH PUTNEY, of Company "B," 22d U. S. Infantry, on the following charges:

CHARGE 1ST.—"Violation of the 59th Article of War."

CHARGE 2D.—"Disobedience of Orders."

FINDING.—"Not Guilty."

And the Court do therefore acquit him, Private JOSEPH PUTNEY, of Company "B," 22d U. S. Infantry.

III....Before a General Court Martial which convened at Fort Wadsworth, Dakota Territory, pursuant to Special Orders No. 2, dated Headquarters, Department of Dakota, Fort Snelling, Minn., January 5th, 1867, and of which Brevet Colonel S. B. HAYMAN, Major 10th U. S. Infantry, is President, were arraigned and tried:

1. Private THOMAS DESWAN, of Company "F," 10th U. S. Infantry, on the following charge:

CHARGE.—"Sleeping on Post "

FINDING.—"Not Guilty."

And the Court do therefore acquit him, Private THOMAS DESWAN, of Company "F," 10th U. S. Infantry.

2. Private THOMAS SMITH, of Company "F," 10th U. S. Infantry, on the following charge:

CHARGE.—"Violation of the 23rd Article of War."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private THOMAS SMITH, of Company "F," 10th U. S. Infantry, *"To solitary confinement on bread and water, every alternate fourteen (14) days for three (3) months in charge of the police guard of the post where his Company may be stationed; the balance of the time at hard labor, and to forfeit to the United States fourteen (\$14) dollars of his monthly pay for the same period."*

IV....The proceedings findings, and sentences of the General Courts Martial in the foregoing cases of Privates MATHEW LAWLESS, Company "H," 22d U. S. Infantry, and THOMAS SMITH, Company "F," 10th U. S. Infantry, are approved, but on the recommendation of members of the Courts, the sentences are remitted.

In the cases of Privates WILLIAM T. THORPE, Company "C," DENIS O'BRIEN, Company "E," and CHARLES LASH, Company "H," 22d U. S. Infantry, the proceedings, findings and sentences are approved, and the sentences will be carried into execution at the Posts where their respective companies may be serving.

In the case of Private JOHN WATSON, of Company "B," 22d U. S. Infantry, the proceedings and findings are approved; so much of the sentence as imposes the wearing of a barrel and shaving the head is disapproved, the remainder is approved, and will be carried into execution at the post where his company may be serving.

In the cases of Privates JOSEPH PUTNEY, Company "B," 22d U. S. Infantry, and THOMAS DESWAN, Company "F," 10th U. S. Infantry, the proceedings, findings and acquittals are approved. Privates LAWLESS, SMITH, PUTNEY and DESWAN, will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

The first of these is the fact that the
 second of these is the fact that the
 third of these is the fact that the

fourth of these is the fact that the
 fifth of these is the fact that the
 sixth of these is the fact that the

seventh of these is the fact that the
 eighth of these is the fact that the
 ninth of these is the fact that the

tenth of these is the fact that the
 eleventh of these is the fact that the
 twelfth of these is the fact that the

thirteenth of these is the fact that the
 fourteenth of these is the fact that the
 fifteenth of these is the fact that the

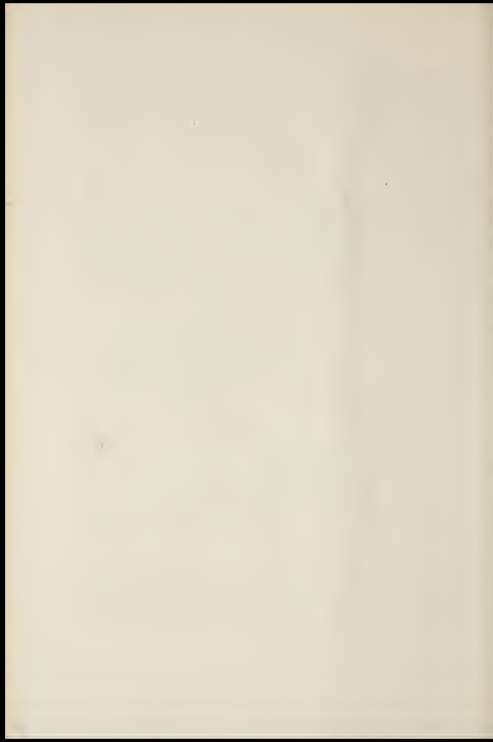
sixteenth of these is the fact that the
 seventeenth of these is the fact that the
 eighteenth of these is the fact that the

nineteenth of these is the fact that the
 twentieth of these is the fact that the
 twenty-first of these is the fact that the

twenty-second of these is the fact that the
 twenty-third of these is the fact that the
 twenty-fourth of these is the fact that the

twenty-fifth of these is the fact that the
 twenty-sixth of these is the fact that the
 twenty-seventh of these is the fact that the





Headquarters, Department of Dakota,

ST. PAUL, MINN., April 17, 1867.

GENERAL ORDERS, }
No. 16. }

At all new posts to be built in this Department, Storehouses for Subsistence, Quartermasters, and Ordnance Stores, will be the first buildings erected.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

ST. PAUL, MINN., April 18, 1867.

GENERAL ORDERS,)

No. 17. }

The following order is promulgated for the information of this Command:

Headquarters, Military Division of the Missouri,

St. Louis, Mo., March 20th, 1867.

GENERAL ORDERS,)

No. 7. }

The Headquarters of the Department of Dakota, are hereby established at Saint Paul, Minnesota.

By Order of Lieutenant General W. T. Sherman,

W. A. NICHOLS,

Assistant Adjutant General.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 4, 1867.

GENERAL ORDERS, }
No. 18. }

I...The sentence of Private JAMES THOMPSON, of Company "H," 31st U. S. Infantry, promulgated in General Orders No. 12, from these Headquarters, dated March 13th, 1867, is hereby mitigated to one (1) year's imprisonment in the penitentiary.

II...The portion of paragraph II, of General Order No. 12, from these Headquarters, dated March 13th, 1867, relating to Private JAMES THOMPSON, of Company "H," 31st U. S. Infantry, is hereby amended, by adding "Private JAMES THOMPSON will be dishonorably discharged the service of the United States, and sent under proper guard to the place of his confinement."

By Command of Brevet Maj. Gen. A. H. Terry,
ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

G. C. M.

1. William Fahey, Private, Co. "I," 10th U. S. Infantry.
 2. John Cresh, Private, Co. "G," 22d U. S. Infantry.
 3. Daniel Alspaugh, Private, Co. "G," 22d U. S. Infantry.
 4. Wesley Bowlen, Private, Co. "G," 22d U. S. Infantry.
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 7, 1867.

GENERAL ORDERS } No. 19. }

I....Before a General Court Martial, which convened at Fort Snelling, Minnesota, pursuant to Special Orders No. 30, dated Headquarters, Department of Dakota, Fort Snelling, Minn., March 28th, 1867, and of which Brevet Brigadier General E. B. ALEXANDER, Colonel, 10th U. S. Infantry, is President, was arraigned and tried :

1. Private WILLIAM FAHEY, of Company "I," 10th U. S. Infantry, on the following charge:

CHARGE.—"Conduct prejudicial to good order and military discipline."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM FAHEY, of Company "I," 10th U. S. Infantry, *"To be confined at hard labor, under charge of the guard, for two (2) months, and forfeit fourteen (14) dollars of his monthly pay for one (1) month."*

II.—Before a General Court Martial which convened at Fort Randall, Dakota Territory, pursuant to Special Orders No. 20, dated Headquarters, Department of Dakota, Fort Snelling, Minnesota, December 6th, 1866, were arraigned and tried:

1. Private JOHN CRESH, of Company "G," 22d U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, the said Private JOHN CRESH, of Company "G," 22d U. S. Infantry, *"To forfeit all pay and allowances that are or may become due him; to be kept in solitary confinement on bread and water, fourteen (14) days during every month for the period of six (6) months, and wear a barrel marked "DESERTER," in large letters, from Recville until Retreat, under charge of a sentinel during the remaining days of the month, and at the expiration of said six (6) months to be drummed out and dishonorably discharged the service. The execution of said sentence to be at the post where his Company may be serving or at such place as the Commanding General may direct."*

2. Private DANIEL ALSPAUGH, of Company "G," 22d U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private DANIEL AL-

SPAUGH, of Company "G," 22d U. S. Infantry, "*To forfeit all pay and allowances that are or may become due him, to be kept in solitary confinement on bread and water fourteen (14) days during every month for the period of six (6) months, and wear a barrel marked in large letters, "DESERTER," from Reveille until Retreat, under charge of a Sentinel, during the remaining days of the month, and at the expiration of said six (6) months to be drummed out and dishonorably discharged the service. The execution of this sentence to be at the post where his Company is serving or such place as the Commanding General may direct.*"

3. Private WESLEY BOWLEN, of Company "G," 22d U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WESLEY BOWLEN, of Company "G," 22d U. S. Infantry, "*To forfeit all pay and allowances that are or may become due him; to be kept in solitary confinement on bread and water fourteen (14) days during every month for a period of six (6) months, and wear a barrel marked in large letters "DESERTER" from Reveille until Retreat, under charge of a Sentinel during the remaining days of the month, and at the expiration of said six (6) months to be drummed out and dishonorably discharged the service. The execution of this sentence to be at the post where his Company may be serving or such place as the Commanding General may direct.*"

III. The proceedings, findings, and sentences of the General Court Martial in the foregoing case of Private WILLIAM FAHEY, of Company "I," 10th U. S. Infantry, are approved, and the sentence will be carried into effect at the post where his company may be serving.

In the cases of Privates JOHN CRESH, DANIEL ALSPAUGH, and WESLEY BOWLEN, of Company "G," 22d U. S. Infantry, the proceedings and findings are approved. So much of each sentence as imposes the wearing of a barrel is disapproved. The remainder is

approved and will be carried into effect at the post where the prisoners' company may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 8, 1867.

GENERAL ORDERS, }
No. 20. }

Brevet Major WILLIAM J. TWINING, Corps of Engineers, having reported for duty at these Headquarters, in obedience to Special Orders No. 171, of April 5th, 1867, from Headquarters of the Army, is assigned to duty on the Staff of the Brevet Major General Commanding the Department.

By Command of Brevet Maj. Gen. A. H. Terry,
ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

Headquarters, Department of Dakota,
SAINT PAUL, MINN., May 8, 1867

GENERAL ORDERS,
No. 20.

Brevet Major William A. Truitt, Corps of Engineers, having
reported for duty at these Headquarters, on the 27th of April 1867, in
Orders No. 171 of April 25th 1867, in Headquarters of the Department,
is assigned to duty on the staff of the Chief of Engineers, and
manding the Department.

By Command of Chief of Engineers,
Wm. A. Truitt,
Major, Corps of Engineers.

OFFICIAL.

Headquarters, Department of Dakota,

SANCT PAUL, MINN., May 9, 1867.

GENERAL ORDERS, }
No. 21. }

I....Commanding Officers of posts, for which reservations have not been established, will immediately cause surveys to be made, and furnish to these Headquarters a report of the limits and dimensions of the reservations which they respectively recommend to be established, accompanied by maps of the same.

In determining the extent of these reservations, care will be taken to include sufficient territory to insure an abundant supply of fuel and grass for a permanent post.

II....So much of General Orders No. 8, of July 9th, 1866, from Headquarters Department of the Platte, as limits the extent of reservations is hereby revoked, so far as the same affects posts in this Department.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 11, 1867.

GENERAL ORDERS, }
No. 22. }

I....On the recommendation of the Commanding officer of the District of the Upper Missouri, and on account of previous long confinement under charges, the following named enlisted men will be released from arrest and returned to duty on the receipt of this order at the posts where they may be confined :

Private Elias W Holloway, Co. "A," 13th U. S. Infantry.

Private Thomas Robinson, Co. "C," 13th U. S. Infantry.

Private Rudolph Bollinger, Co. "B," 13th U. S. Infantry.

Sergeant Stephen C. Leas, Co. "G," 13th U. S. Infantry.

Private James King, Co. "G," 13th U. S. Infantry.

Private Patrick Shields, Co. "C," 13th U. S. Infantry.

II....The following named enlisted men charged with desertion, will be released from arrest and returned to duty, on the receipt of this order at the posts where they may be confined, on condition that they make good to the United States the time lost by desertion, and all expenses incurred for their apprehension :

Private Daniel McCullon, Co. "G," 13th U. S. Infantry.

Private Robert Carr, Co. "G," 13th U. S. Infantry.

Private James McVee, Co. "E," 13th U. S. Infantry.

Private George M. Barker, Co. "E," 13th U. S. Infantry.

Private Charles King, Co. "E," 13th U. S. Infantry.

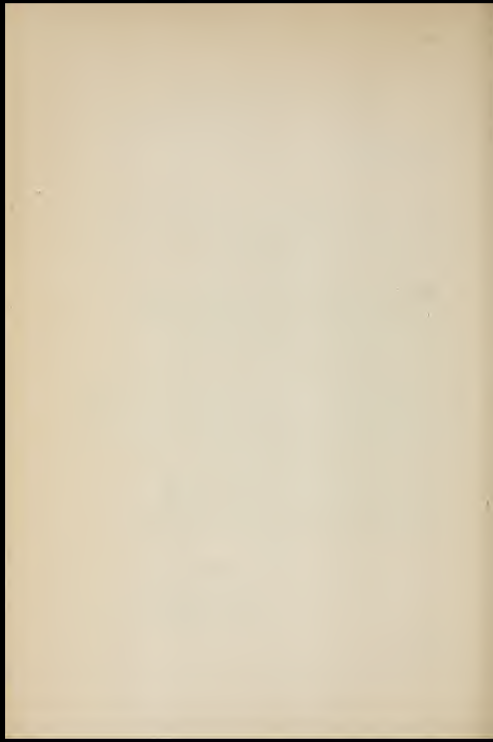
By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.

OFFICIAL,



G. C. M.

1. Private Patrick Dunn, Co. "A," 13th U. S. Infantry.
 2. Private George Thompson, Co. "G," 13th U. S. Infantry.
 3. Private David Triby, Co. "H," 13th U. S. Infantry.
 4. Sergeant W. F. Reid, Co. "D," 13th U. S. Infantry.
 5. Private Hiram Shumate, Co. "C," 13th U. S. Infantry.
 6. Private Peter Hansard, Co. "H," 13th U. S. Infantry.
 7. Private Joseph De Mars, Co. "H," 13th U. S. Infantry.
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 11, 1867.

GENERAL ORDERS } No. 23. }

I....Before a general Court Martial, which convened at Camp Cooke, Montana Territory, pursuant to Special Orders No. 55, dated Headquarters, District Upper Missouri, on board steamer Mary McDonald, July 10th, 1866, and of which Major WILLIAM CLINTON, 13th U. S. Infantry, is President, were arraigned and tried :

1. Private PATRICK DUNN, of Company "A," 13th U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE

And the Court do therefore sentence him, Private PATRICK DUNN, of Company "A," 13th U. S. Infantry, *"To forfeit to the United States all pay and allowances now due him, except the just*

dues of the Laundress and Suttler, and to forfeit all but one (§1) dollar per month of his pay for the balance of his enlistment, and to be confined at hard labor, under charge of the guard, wearing a twenty-four (24) pounds weight attached to his leg by a suitable chain, until the end of his enlistment and then to be dishonorably discharged the service of the United States."

2. Private GEORGE THOMPSON, of Company "G," 13th U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private GEORGE THOMPSON, of Company "G," 13th U. S. Infantry, "*To forfeit to the United States all pay and allowances now due him, except the just dues of the Laundress and Suttler, and to forfeit all but one (§1) dollar per month of his pay for the balance of his enlistment, and to be confined at hard labor, under charge of the guard, wearing a twenty four (24) pounds weight attached to his leg by a suitable chain until the end of his enlistment, and then to be dishonorably discharged the service of the United States."*

3. Private DAVID TRIHY, of Company "H," 13th U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private DAVID TRIHY, of Company "H," 13th U. S. Infantry, "*To forfeit to the United States all pay and allowances now due him, except the just dues of the Laundress and Suttler, and to forfeit all but one (§1) dollar per month of his pay for the balance of his enlistment, and to be confined at hard labor, under charge of the guard, wearing a twenty four (24) pounds weight attached to his leg by a suitable chain, until the end of his enlistment, and then to be dishonorably discharged the service of the United States."*

4. Sergeant W. F. REID, of Company "D," 13th U. S. Infantry, on the following charge:

CHARGE—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Sergeant W. F. REID, of Company "D," 13th U. S. Infantry, "*To be reduced to the rank of a private soldier.*"

5. Private HIRAM SHUMATE, of Company "C," 13th U. S. Infantry, on the following charge:

CHARGE—"Neglect of Duty."

FINDING—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private HIRAM SHUMATE, of Company "C," 13th U. S. Infantry, "*To forfeit to the United States fifteen (\$15) dollars per month of his monthly pay for three (3) months, and to be confined at hard labor under charge of the Guard for the same period.*"

6.—Private PETER HANSARD, of Company "F," 13th U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, the said Private PETER HANSARD, of Company "H," 13th U. S. Infantry, "*To be confined in the Penitentiary for three (3) years without pay or allowances, and to be dishonorably discharged the service at the expiration of his sentence.*"

7. Private JOSEPH DE MARS, of Company "H," 13th U. S. Infantry, on the following charge:

CHARGE:—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence, Private JOSEPH DE MARS, of Company "H," 13th U. S. Infantry, "*To forfeit to the United States all pay and allowances now due him, except the just dues of the Laundress and Suttler, and to forfeit all but one (\$1) dollar per month of his pay for the balance of his enlistment and to be confined at hard labor under charge of the guard, wearing a weight of twenty-four (24)*

pounds attached to his leg by a suitable chain, until the end of his enlistment, and then to be dishonorably discharged the service of the United States."

II.. The proceedings and findings of the General Court Martial in the foregoing cases of Privates DAVID TRIHY and JOSEPH DE MARS, of Company "H," GEORGE THOMPSON, of Company "G," and PATRICK DUNN, of Company "A," 13th U. S. Infantry, are approved. So much of each sentence as imposes the wearing of a ball and chain is disapproved, the remainder is approved; but the term of confinement in each case is mitigated to six (6) months, at the expiration of which time they will be dishonorably discharged the service.

In the case of Private HIRAM SHUMATE, of Company "C," 13th U. S. Infantry, the proceedings, findings and sentence are approved, but on account of the long confinement of the prisoner the sentence is remitted. Private SHUMATE will be released from arrest and returned to duty.

In the case of Private PETER HANSARD, of Company "H," 13th U. S. Infantry, the proceedings, findings and sentence are approved, but the confinement of the prisoner is hereby mitigated to the term of six months, at the post where his Company may be serving.

In the case of Sergeant W. F. REID, of Company "D," 13th U. S. Infantry, the proceedings, findings and sentence are approved, and the sentence will be carried into execution.

The sentences of confinement in the foregoing cases will be carried into effect at the posts where their Companies may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 13, 1867.

GENERAL ORDERS /

No. 24. :

The unexecuted portion of the sentence of the General Court Martial, convened at Fort Sully, D. T., which is promulgated in General Orders No. 5, of December 7th, 1866, from these Headquarters, in the case of Private GEORGE B. McMURTRIE, Company "A," 31st Infantry, (late 3d Battalion, 13th Infantry) is hereby remitted.

Private McMURTRIE will be released from confinement, and returned to duty with his company.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 13, 1867.

GENERAL ORDERS {
No. 25. }

First Lieutenant WILLIAM D. O'TOOLE, 31st Infantry, having reported for duty at these Headquarters, is assigned to duty upon the Staff of the Brevet Major General Commanding as Judge Advocate of the Department, and will relieve Captain CHARLES H. GRAVES, 34th Infantry, of the duties pertaining to the office.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 14, 1867.

GENERAL ORDERS,)

No. 26. }

I....It appearing from the record of proceedings of the General Court Martial in the case of Private GEORGE THOMPSON, of Company "G," 13th U. S. Infantry, sentence promulgated in General Orders No. 23, current series, from these Headquarters, that Private THOMPSON surrendered himself as a deserter under the President's proclamation of July 1866, the sentence in his case is hereby remitted, and Private THOMPSON will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 19, 1867

GENERAL ORDERS, }
No. 27. }

I...The Indian Scouts authorized by General Orders No. 5, of August 8th, 1866, from Headquarters Military Division of the Mississippi, and directed to be organized by Special Orders No. 33, of April 3d, 1867, from these Headquarters, will, when organized, be distributed as follows :

Of those organized at Fort Wadsworth, twenty will remain at that post ; fifteen will be sent for duty to Fort Abercrombie, and fifteen to the new post to be built on the Cheyenne River.

Of those organized at Fort Rice, twenty-five will remain at that post, and twenty will be sent to Fort Sully.

Of those organized at Fort Buford, twenty will be retained at that Post ; fifteen will be sent to Fort Berthold, and fifteen to the new post to be built east of Berthold.

Of those organized at Camp Cooke, twenty-five will be retained at that post, and twenty-five will be sent to the new post to be built on the Sun River.

II...Horses for mounting Infantry, will be allowed at the several posts as follows :

Fort Snelling, Minn.	Ten.
Fort Ripley, Minn.	Five.
Fort Wadsworth, D. T.	Sixty.
Fort Abercrombie, D. T.	Fifty.
Post on the Cheyenne, D. T.	Fifty.
Post east of Berthold, D. T.	Seventy-five.
Fort Rice, D. T.	Seventy-five.
Fort Sully, D. T.	Seventy-five.
Fort Randall, D. T.	Twenty.
Fort Dakota, D. T.	Fifteen.
Camp Cooke, M. T.	Seventy-five.
Fort Buford, D. T.	One hundred and fifty.
Fort Berthold, D. T.	Fifty.
Post on Sun River.	One hundred and fifty

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL,

Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 23, 1867.

GENERAL ORDERS, }
No. 28. }

In obedience to instructions from the Secretary of War, General Orders No. 8, of March 4th, 1867, from these Headquarters, establishing the military reservation at Fort Snelling, is hereby suspended.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

... of the ...
... of the ...

... of the ...

... of the ...

... of the ...

... of the ...

A

... of the ...

Headquarters, Department of Dakota,

SAINT PAUL, MINN., May 28, 1867.

GENERAL ORDERS, }
No. 29. }

Subject to the approval of the Secretary of War, the Post about being established on the Cheyenne River, Dakota Territory, will be known as Fort Ransom, in commemoration of Major General T. E. G. RANSOM, who died October 29th, 1864, at Rome, Georgia, of repeated wounds received in battle, and constant exposure in the field.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., June 1, 1867.

GENERAL ORDERS, }
No. 30. }

During the temporary absence of the Brevet Major General Commanding, from the permanent Headquarters of the Department, official correspondence from subordinate officers will be addressed as usual to the Acting Assistant Adjutant General of the Department, at St. Paul, who will act upon all matters of routine and detail.

District Commanders are authorized in cases of importance requiring immediate attention, to correspond directly with Headquarters of the Military Division of the Missouri, forwarding copies of such correspondence to Department Headquarters.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL,



Bvt Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., JUNE 1, 1867.

GENERAL ORDERS, }
No. 31. }

The General Courts Martial convened by orders from these headquarters, as follows :

At Fort Rice, by paragraph II, of Special Orders No. 22, of December 9th, 1866 ;

At Fort Sully, by paragraph I, of Special Orders No. 4, of October 14th, 1866 ;

At Fort Randall, by paragraph I, of Special Orders No. 20, of December 6th, 1866,
are hereby dissolved.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

the end of the world.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., June 5, 1867.

GENERAL ORDERS, } No. 32.

Many of the proceedings of Boards of Survey, ordered in this Department, show a loose manner of doing business, and in several cases, a failure to comply with the Regulations. In several cases lately reported, it appears that a Board of Survey has not been called until long after the damage has been done, and was or should have been discovered. The Board should be called at once, unless good reasons can be shown why it was impracticable, and these reasons should appear. In cases where a discrepancy is found to exist between the property received by an officer, and that described in the invoice, if the board report that the officer receiving the property is not responsible for the loss or damage, it must also appear in the report that he had no opportunity of examining the property at the time and place of transfer, and the circumstances which rendered such examination impracticable, must be stated in detail.

Officers responsible for public property, especially subsistence stores, must frequently have it overhauled, and closely examined. The practice, which would seem to prevail at some posts, of allowing stores to remain piled up, undisturbed for months, until they are found to be worthless, is highly culpable, and will not be tolerated.

Commanding officers, will, by frequent inspections of the store-houses and stores, satisfy themselves that officers in charge of the stores, are giving proper attention to their preservation.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



G. C. M.

1. Private Charles Bray, Co. "E," 2d Batt. 13th U. S. Infantry.
 2. Musician George Henderson, Co. "E," 2d Batt. 13th U. S. Infantry.
 3. Musician Henry Moore, Co. "E," 2d Batt. 13th U. S. Infantry.
 4. Private William Muller, Co. "H," 22d U. S. Infantry.
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., June 6, 1867.

GENERAL ORDERS, }
No. 33. }

1.—Before a General Court Martial which convened at Fort Sully, Dakota Territory, pursuant to Special Orders No. 4, dated Headquarters, Department of Dakota, Fort Sully, D. T., October 14th, 1866, and of which Capt. JOHN M. DUFFY, 22d U. S. Infantry, is President, were arraigned and tried:

1. Private CHARLES BRAY, Company "E," 22d U. S. Infantry, (late 2d Battalion, 13th Infantry,) on the following charges:

CHARGE 1ST—"Conduct to the prejudice of good order and military discipline."

CHARGE 2D—"Desertion."

FINDING—Of the 1st charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, Private CHARLES BRAY, of Company "E," late 2d Battalion 13th U. S. Infantry, now 22d Infantry, "*To forfeit all pay and allowances that are now, or may become due him, except the just dues of the laundress and sutler, and such clothing as may be necessary for fatigue purposes, and to be confined at hard labor under charge of the guard, for twelve (12) months, at such military post as the Department Commander may direct, and then to be dishonorably discharged from the service.*"

2. Musician GEORGE HENDERSON, of Company "E," 2d Battalion, 13th Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Musician GEO. HENDERSON, of Company "E," late of 2d Battalion, 13th U. S. Infantry, now of the 22d Infantry, "*To reimburse the United States all expenses incurred for apprehension, to forfeit to the United States ten (\$10) dollars of his monthly pay for ten (10) months, and to be confined at Hard Labor, under charge of the Guard, for the same period.*"

3. Musician HENRY MOORE, Company "E," 2d Battalion, 13th Infantry, on the following charge:

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Musician HENRY MOORE, of Company "E," late 2d Battalion 13th Infantry, now of the 22d Infantry, "*To forfeit to the United States all pay and allowances that are now or may become due him, except the just dues of the laundress and sutler, and such clothing as may be necessary for fatigue purposes; to be confined at hard labor under charge of the guard for twelve (12) months, at such military post as the Department Commander may direct, and then to be drummed out of the service.*"

4. Private WILLIAM MULLER, of Company "H," late of the 2d Battalion 13th U. S. Infantry, now of the 22d Infantry, on the following charges:

CHARGE 1ST—"Desertion."

CHARGE 2D—"Theft."

FINDING—Of the 1st charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM MULLER, of Company "H," late 2d Battalion, 13th Infantry, now 22d Infantry, *"To make good the time lost by desertion, and all expenses incurred for apprehension, and to be confined at hard labor under charge of the guard, for the same period."*

II.—The proceedings, findings, and sentences of the General Court Martial, in the cases of Private CHARLES BRAY, Musician GEORGE HENDERSON, and Musician HENRY MOORE, of Company "E," 22d Infantry, (late 2d Battallion, 13th Infantry,) are approved; but so much of the sentences as imposes confinement, is in each case hereby mitigated to the term of six (6) months; and it will be carried into effect at the post where their Companies may be serving.

In the case of Private WILLIAM MULLER, Company "H," 22d Infantry, the proceedings and findings are approved; but the sentence is disapproved. The prisoner will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL,



Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.



G. C. M.

1. Corporal Charles Adams, Co. "H," 31st U. S. Infantry.
 2. Private John Wilson, Co. "E," 31st U. S. Infantry.
 3. Private Abraham Foliard, Co. "B," 31st U. S. Infantry.
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., June 6, 1867.

GENERAL ORDERS, }
No. 34. }

I.—Before a General Court Martial which convened at Fort Rice, Dakota Territory, pursuant to Special Orders No. 22, dated Headquarters, Department of Dakota, Fort Snelling, Minnesota, December the 9th, 1866, and of which Bvt. Col. J. N. G. WHISTLER, Major 31st U. S. Infantry, is President, were arraigned and tried :

1. Corporal CHARLES ADAMS, Company "H," 31st U. S. Infantry, on the following charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Corporal CHARLES

ADAMS, Co. "H," 31st U. S. Infantry, "*To forfeit to the United States Five (5) Dollars of his monthly pay for two (2) months.*"

2. Private JOHN WILSON, Company "E," 31st U. S. Infantry, on the following charge:

CHARGE—"Conduct prejudicial to good order and military discipline."

FINDING—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JOHN WILSON, Company "E," 31st U. S. Infantry, "*To forfeit to the United States Government, all pay and allowances, now due or that may become due, except the just dues of the Laundress and Sutler, to be confined at hard labor in charge of the Guard, during the remainder of his enlistment, and then to be dishonorably discharged the service of the United States.*"

3. Private ABRAHAM FOLIARD, Company "B," 31st U. S. Infantry, on the following charge:

CHARGE—"Conduct prejudicial to good order and military discipline."

FINDING—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private ABRAHAM FOLIARD, Company "B," 31st U. S. Infantry, "*To forfeit to the United States Government, all pay and allowances that are now due, or that may become due, except the just dues of the laundress and sutler, to be confined at hard labor in charge of the guard during the remainder of his enlistment, and then to be dishonorably discharged the service of the United States.*"

II.—The proceedings, findings, and sentence of the General Court Martial in the case of Corporal CHARLES ADAMS, Company "H," 31st U. S. Infantry, are approved, and the sentence will be carried into execution.

In the cases of Private JOHN WILSON, Company "E," 31st U. S. Infantry, and Private ABRAHAM FOLIARD, Company "B," 31st U. S. Infantry, the proceedings, findings, and sentences, are approved; but the confinement of the prisoners is, in each case, mitigated to

the term of six (6) months, at the post where their companies may be serving. At the expiration of their period of confinement, they will be dishonorably discharged the service.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.

OFFICIAL.

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., June 7, 1867.

GENERAL ORDERS, }
No. 35. }

I.—The following letter from the Adjutant General's Office, War Department, is published for the information of this command :

ADJUTANT GENERAL'S OFFICE,
WASHINGTON, May 27, 1867.

Bvt. Major General A. H. TERRY,
Commanding Department of Dakota,
SAINT PAUL, Minnesota :

Sir : "When the exigencies of the public service require the detail of enlisted men to assist Post Commissaries of Subsistence, you are respectfully requested to cause such detail to be made upon proper application being made.

"It is expected that officers will usually make out their own papers; and the practice of making permanent details of soldiers merely as clerks at posts, should be discouraged so far as possible. Soldiers so detailed, should be well instructed in their military duties, and required to attend all company inspections.

Very Respectfully,
Your Obedient Servant,

(Signed :)

E. D. TOWNSEND,
Assistant Adjutant General."

II.—In future the employment of enlisted men to assist Post

Commissaries, will only be allowed by the order of District Commanders, upon proper application, showing the necessity of such detail.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.

A handwritten signature in cursive script, reading "Edw. Smith", written in dark ink on a light-colored background.

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

SAINT PAUL,, Minn., September 18, 1867.

GENERAL ORDERS, }
No. 36. }

In obedience to General Orders No. 76, of August 15, 1867, from the War Department, commanders of Posts, Depots and Stations within this command, are hereby ordered to discharge immediately all civilians employed in the Quartermaster's Department, whose services can possibly be dispensed with, or whose places can be supplied by enlisted men without manifest injury to the service.

The Commanding Officers above referred to will report to these Headquarters on the thirtieth of September, 1867, or as soon thereafter as practicable, the number of civilians employed in their respective commands in the Quartermaster's Department as clerks, agents, mechanics, laborers, or in any other capacity. These reports will be made in tabular form, and will specify the services performed, the necessity for employing civilians, the compensation allowed, and the authority therefor.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col., Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



G. C. M.

1. Private John J. Allen, Co. "B," 10th U. S. Infantry
 2. " Reuben Lipe, Co. "D," " "
 3. " Peter Shaffner, Co. "B," " "
 4. " David Anderson, Co. "B," " "
 5. " George Hutchinson, Co. "B," " "
 6. " James Mullen, Co. "I," " "
 7. " Charles Hunnaford, Co. "A," " "
 8. " Lawrence Campbell, Co. "A," " "
 9. " James Jackson, Co. "I," " "
 10. " Peter McCarty, Co. "I," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, Minn., September 12, 1867

GENERAL ORDERS, }
No. 37. }

PAR. I.—Before a General Court Martial which convened at Fort Snelling, Minn., pursuant to Special Orders No. 68, dated Headquarters, Department of Dakota, St. Paul, Minn., May 24th, 1867,

and of which Col. E. B. Alexander, 10th U. S. Infantry, Bvt. Brigadier General U. S. A., is President, were arraigned and tried :

1st. Private JOHN J. ALLEN, Co. "B," 10th U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private John J. ALLEN, Co. "B," 10th U. S. Infantry, "*To make good the time lost by desertion, and also the expenses incurred in his apprehension, to be confined at hard labor, under charge of a guard, for the period of six (6) months, and to forfeit to the United States all pay and allowances that are or may become due him during the time he is confined in the guard house.*"

2. Private REUBEN LIPE, Co. "D," 10th U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private REUBEN LIPE Co. "D," 10th U. S. Infantry, "*To make good the time lost by desertion, and also the expenses incurred in his apprehension, to be confined at hard labor, under charge of a guard, for the period of six (6) months, and to forfeit to the United States all pay and allowances which are or may become due him during the time he is confined in the guard house.*"

3. Private PETER S. SHAFFNER, Co. "B," 10th U. S. Infantry, on the following charge.

CHARGE.—"Desertion."

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private PETER S.

SHAFFNER, Co. "B," 10th U. S. Infantry, "*To make good the time lost by desertion, and also the expenses incurred in his apprehension, to be confined at hard labor, under charge of a guard, for the period of three (3) months, and to forfeit to the United States all pay and allowances which are or may become due him during the time he is confined in the guard house.*"

4. Private DAVID ANDERSON, Co. "B," 10th U. S. Infantry, on the following charge :

CHARGE—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private DAVID ANDERSON, Co. "B," 10th U. S. Infantry, "*To make good the time lost by desertion, and also the expenses incurred in his apprehension, to be confined at hard labor, under charge of a guard, for the period of six (6) months, and to forfeit to the United States all pay and allowances which are or may become due him, during the time he is confined in the guard house.*"

5. Private GEORGE HUTCHINSON, Co. "B," 10th U. S. Infantry, on the following charge :

CHARGE—"Desertion."

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private GEORGE HUTCHINSON, Co. "B," 10th U. S. Infantry, "*To make good the time lost by desertion, and the expenses incurred in his apprehension, to be confined at hard labor under charge of the guard, for the period of six (6) months, and to forfeit to the United States all pay and allowances that are or that may become due him during the time he is confined in the guard house.*"

6. Private JAMES MULLEN, Co. "I," 10th U. S. Infantry, on the following charge :

CHARGE.—“Conduct to the prejudice of good order and military discipline.

FINDING—Of the Charge.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private JAMES MULLEN, Co. “I,” 10th U. S. Infantry, “*To be confined at hard labor under charge of the guard for the period of three (3) months, and to forfeit five dollars of his monthly pay for the same period.*”

7. Private CHARLES HUNNAFORD, Co. “A,” 10th U. S. Infantry, on the following charge :

CHARGE.—“Absence without leave.”

FINDING—Of the Charge.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private CHARLES HUNNAFORD, Co. “A,” 10th U. S. Infantry, “*To be confined at hard labor under charge of a guard, for the period of two weeks.*”

8. Private LAWRENCE CAMPBELL, Co. “A,” 10th U. S. Infantry, on the following charges :

CHARGE 1st.—“Conduct to the prejudice of good order and military discipline.”

CHARGE 2nd.—“Desertion.”

FINDING—Of the 1st Charge.—“Guilty.”

Of the 2nd Charge.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private LAWRENCE CAMPBELL, Co. “A,” 10th U. S. Infantry, “*To make good the time lost by desertion, to be confined at hard labor, under charge of a guard, for the period of one (1) year, and to forfeit to the United States all pay and allowances which are or may become due him during his confinement.*”

9. Private JAMES JACKSON, Co. “I,” 10th U. S. Infantry, on the following charges :

CHARGE 1st.—“Desertion.”

CHARGE 2d.—“Desertion.”

FINDING—Of the 1st Charge—“Not Guilty.”

Of the 2d Charge—“Not Guilty,” but guilty of “Absence without leave.”

SENTENCE.

And the Court do therefore sentence him, Private JAMES JACKSON, Co. “I,” 10th U. S. Infantry, “*To be confined at hard labor, under charge of a guard, for the period of ten (10) days.*”

10. Private Peter McCARTY, Co. “I,” 10th U. S. Infantry, on the following charges :

CHARGE 1st.—“Conduct prejudicial to good order and military discipline.

CHARGE 2d.—“Absence without leave.”

FINDING—Of the 1st Charge—“Guilty.”

Of the 2d Charge—“Guilty”

SENTENCE.

And the Court do therefore sentence him, Private PETER McCARTY, Co. “I,” 10th U. S. Infantry, “*To be confined at hard labor under charge of a guard, for the period of one (1) calendar month.*”

PAR. II.—The proceedings, findings, and sentences of the General Court Martial, in the foregoing cases of Privates JOHN J. ALLEN, PETER SHAFFNER, DAVID ANDERSON, and GEORGE HUTCHINSON, all of Company “B,” 10th U. S. Infantry, of Private REUBEN LIPE, Company “D,” 10th U. S. Infantry, and of Private LAWRENCE CAMPBELL, Company “A,” 10th U. S. Infantry, are hereby approved, and the sentences will be carried into execution at the posts where the respective companies of the prisoners may be serving.

In the cases of Privates CHARLES HUNNAFORD, Company “A,” and of JAMES JACKSON, and PETER McCARTY, Company “I,” 10th U. S. Infantry, the proceedings, findings and sentences of the court are approved, but in consideration of the time which has elapsed since their trial, they will be released from arrest and returned to duty with their respective Companies.

In the case of Private JAMES MULLEN, Co. "I," 10th U. S. Infantry, the testimony of the only witness for the prosecution, contradicted as it is by the testimony for the defence, is, in the opinion of the reviewing officer, insufficient to warrant the conviction of the prisoner. The proceedings, findings and sentence in this case are therefore disapproved. He will be released from arrest and returned to duty with his Company.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.

.....
1st Lieut. 31st U. S. Infantry,
Judge Advocate.





G. C. M.

1. Corporal Martin Kane, Co. "C," 31st U. S. Infantry.
 2. Private Henry Claiborne, Co. "G," 31st U. S. Infantry.
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., September 12th, 1867.

GENERAL ORDERS, }
No. 38. }

PAR. I.—Before a General Court Martial, which convened at Fort Buford, D. T., pursuant to Special Field Orders, No. 10, dated Headquarters, Department of Dakota, in the Field, Fort Buford, D. T., July 17th, 1867, and of which Capt. Wm. G. Rankin, 31st U. S. Infantry, Bvt. Lieut. Colonel U. S. A., is President, were arraigned and tried.

1st. Corporal MARTIN KANE, Co. "C," 31st U. S. Infantry, on the following charges:

CHARGE 1st—"Conduct prejudicial to good order and military discipline."

CHARGE 2nd—"Disrespect to his superior officer."

FINDING.

Of the 1st Charge.—“Guilty.”

Of the 2nd Charge.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Corporal MARTIN KANE, Co. “C,” 31st U. S. Infantry, “*To forfeit to the United States all pay and allowances that are due, or that may become due him, except the just dues of the Lavundress and Sutler, to be reduced to the ranks, and placed in solitary confinement for a period of one month, at such place as the Commanding General of the Department may designate, and at the expiration of his imprisonment to have his head shaved and to be drummed out of the service.*”

2d. Private HENRY CLAIBORNE, Co. “G,” 31st U. S. Infantry, on the following charge:

CHARGE.—“Conduct prejudicial to good order and military discipline.

FINDING—Of the Charge.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him the said Private HENRY CLAIBORNE, Co. “G,” 31st U. S. Infantry, “*To forfeit to the U. S. his monthly pay for one month, to be confined in charge of the guard for the same period, and carry a knapsack weighing forty (40) pounds, each day, from reveille till retreat, allowing him thirty minutes for each meal.*”

PAR. II.—The foregoing proceedings, findings and sentence in the case of Corporal MARTIN KANE, Co. “C,” 31st U. S. Infantry, are approved, but that portion of the sentence which prescribes imprisonment and the shaving of the prisoners’ head, is remitted. The remainder of the sentence will be carried into execution.

In the case of Private HENRY CLAIBORNE, Co. “G,” 31st U. S. Infantry, the proceedings and findings are approved. So much of

the sentence as imposes a forfeiture of pay, is disapproved. The remainder of the sentence is approved, and will be carried into execution at Fort Buford, D. T.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



1st Lieut. 31st U. S. Infantry,
Judge Advocate.



G. C. M.

1. Private James Keating, Co. "G," 31st U. S. Infantry.
-

Headquarters, Department of Dakota,

SAINT PAUL,, Minn., September 12, 1867.

GENERAL ORDERS, }
No. 39. }

PAR. I.—Before a General Court which convened at Fort Rice, D. T., pursuant to Special Orders No. 22, dated Headquarters, Department of Dakota, Fort Snelling, Minn., December 9th, 1866, and of which Major J. N. G. Whistler, 31st U. S. Infantry, Bvt. Col. U. S. A., is President, were arraigned and tried :

1st. Private JAMES KEATING, Co. "G," 31st U. S. Infantry, on the following charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline.

Finding of the Charge.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JAMES KEATING, Co. "G," 31st U. S. Infantry, "*To be confined in charge of the guard, and to march before Sentinel No 1, carrying a knapsack weighing thirty pounds, strapped to his back, every alternate two hours, from reveille to retreat, for fifteen days.*"

PAR. II.—The proceedings, findings, and sentence of the General Court Martial, in the foregoing case of Private JAMES KEATING, Co. "G," 31st U. S. Infantry, are approved.

In consideration of the long confinement of the prisoner, the sentence is remitted, and he will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col., Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



1st Lieut. 31st U. S. Infantry,
Judge Advocate Dep't. Dakota.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., October 1st, 1867.

GENERAL ORDERS, }
No. 40. }

In obedience to instructions received from Headquarters Military Division of the Missouri, commanding officers of posts and depots are hereby directed to adopt all available means to secure public property in their charge from danger by fire.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.

Bvt. Lt. Col., Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, Minn., October 1st, 1867.

GENERAL ORDERS. }
No 41. }

Subject to the approval of the Secretary of War, the Military Reservation of Fort Wadsworth, Dakota Territory, is hereby established and defined, by the following boundaries, according to the survey and map made by 2d Lieut. D. H. Kelton, 10th Infantry, in 1867, viz. : commencing at the flag-staff at Fort Wadsworth, whose latitude is $45^{\circ} 43' 30''$, and longitude $97^{\circ} 30'$, running thence to a point three miles west of the Fort, thence due north ten miles, thence east nine miles, thence south fifteen miles, thence west to the intersection of a line run south from the west point, embracing a tract of nine by fifteen miles.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL



Bvt. Lt. Col., Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., October 2d, 1867.

GENERAL ORDERS, }
No. 42. }

District Commanders are directed to cause estimates and requisitions for all supplies which will be needed in their respective commands for the year ending July 1st, 1869, to be made out and forwarded so as to secure their arrival at these Headquarters by December 1st, 1867.

The estimates and requisitions for posts will not be consolidated at District Headquarters, but will be carefully revised by the District Commander.

Estimates for posts in the District of Montana, and the Middle District, will be made on the basis of one hundred and nineteen men to a Company.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.

Bvt. Lt. Col., Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, Minn., October 3d, 1867.

GENERAL ORDERS. } No 43. }

The following regulations received from the War Department, and promulgated in General Orders No. 88, of September 21st, 1867, from Headquarters of the Army, are hereby published for the government of all concerned, and will be carried into execution without delay.

District and Post Commanders will see to the strict enforcement of this order, and that proper charges are preferred against every officer who evades or violates it. They will also report to these Headquarters the number of ambulances, spring-wagons, &c., turned in under this order.

I...All carriages and spring-wagons of every description, excepting the prescribed medical wagons, and all ambulances, excepting those known as the *Wheeling* or *Rucker* pattern, together with the harness used in connection therewith, which belong or pertain to the Quartermaster's Department, will be immediately turned in to the most convenient depot or depots of said department, with a view to their sale at public auction.

II...The Chief Quartermaster of each Military District or Department will designate the depot or depots, within such District or Department, where the vehicles and harness above described are to be turned in, and will also, without further authority, direct the immediate sale of such property at auction after due public notice.

III...Hereafter no ambulance, carriage or spring-wagon will be purchased or manufactured except by order of the War Department.

IV...The attention of all officers of the Army is directed to section 8, of the act of March 11, 1864, as follows: "That the ambulances in the armies of the United States shall be used only for the transportation of the sick and wounded, and, in urgent cases only, for medical supplies; and all persons shall be prohibited from using them or requiring them to be used for any other purpose * * * And any officer who shall use an ambulance, or require it to be used for any other purpose than as provided in this section, shall, for the first offence, be publicly reprimanded by the commander of the

Army Corps in which he may be serving, and for the second offence shall be dismissed from the service."

V...All the ambulances of the pattern above described now in use for the transportation of the sick and wounded, and all such ambulances which may hereafter be required for that purpose, before being issued, will be painted solid yellow, the color of the hospital flag, with the letters U. S. in black on each side.

VI...All horses used in connection with the vehicles referred to in paragraph I. of this order, and all public horses in use by officers, or by mounted orderlies, (except cavalry and light artillery soldiers belonging to companies,) will be immediately turned in to the Quartermaster's Department, and will at once be transferred to such posts or depots as may be designated by the Chief Quartermaster of each Military District or Department for issue to the cavalry and batteries of artillery, or, if not suitable for issue, to be sold at public auction.

VII...It is made the duty of every District and Department Commander to see that this order is strictly enforced, and that every officer who evades or violates it is brought to trial; and the Chief Quartermaster of each said District or Department will report to the Quartermaster General the number of ambulances, spring-wagons, &c., turned in under this order, the place of sale designated by him, and the net proceeds of such sale.

VIII...All orders conflicting with the above are hereby rescinded

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt 24th U. S. Infantry,

Acting Assistant Adjutant General

OFFICIAL

Bvt. Lt. Col., Capt 24th U. S. Infantry,

Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

SAINT PAUL, Minn., October 4th, 1867.

GENERAL ORDERS, }
No. 44. }

The unexecuted portion of the sentences of the General Court Martial, convened at Fort Snelling, Minnesota, by Special Orders No. 68, of May 24, 1867, from these Headquarters, in the cases of the following named enlisted men, except so much thereof as directs that they "*make good the time lost by desertion, and the expenses incurred in their apprehension,*" is hereby remitted. They will be released from arrest and returned to duty with their respective Companies:

Private LAWRENCE CAMPBELL, Co. "A," 10th U. S. Infantry.

" JOHN Y. ALLEN, Co. "B," 10th "

" REUBEN SIPE, " "

" PETER S. SCHAFFNER, " "

" DAVID ANDERSON, " "

" GEORGE HUTCHINSON. " "

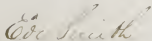
By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col., Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, Minn., October 7th, 1867.

GENERAL ORDERS, }
No. 45. }

I...The unexecuted portion of the sentences of the General Court Martial, which convened at Fort Sully, D. T., pursuant to Special Orders No. 4, of October 14, 1866, from these Headquarters, in the cases of the following named enlisted men, is hereby remitted:

Private	ANSON WINDOVER,	Co. "C,"	22d U. S. Infantry.
"	WILLIAM T. THORPE,	"	"
"	CHARLES BRAY,	Co. "E,"	22d U. S. Infantry.
Musician	GEORGE HENDERSON,	"	"
"	HENRY MOORE,	"	"
Private	OSCAR L. NYE,	Co. "H,"	22d U. S. Infantry.
"	CHARLES LASH,	"	"

II...The unexecuted portion of the sentences of the General Court Martial, which convened at Fort Randall, D. T., pursuant to Special Orders No. 20, of December 6, 1866, from these Headquarters, in the cases of the following named enlisted men, is hereby remitted:

Private	JOHN CRESH,	Co. "G,"	22d U. S. Infantry.
"	DANIEL ALSPAUGH,	"	"
"	WESLEY BOWLEN,	"	"

The enlisted men above named, with the exception of Private

CHARLES LASH, Co. "H," 22d U. S. Infantry, and Musician HENRY MOORE, Co. "E," 22d U. S. Infantry, who are undergoing trial for new offences, will be released from confinement and returned to duty with their respective Companies.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General

OFFICIAL.

Bvt. Lt. Col., Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.

G. C. M.

1. Private, Charles McDonald, Co. "G," 10th U. S. Infantry.
-

Headquarters, Department of Dakota,

SAINT PAUL, Minn., September 28th, 1867.

GENERAL ORDERS. }
No. 46. }

PAR. I.—Before a General Court Martial, which convened at Fort Wadsworth, Dakota Territory, pursuant to Special Orders No. 78, dated Headquarters, Department of Dakota, St. Paul, Minn., June 24th, 1867, and of which Brevet Colonel S. B. HAYMAN, Major 10th U. S. Infantry, is President, was arraigned and tried :

1. Private CHARLES McDONALD, Company "G," 10th U. S. Infantry, on the following charges :

CHARGE 1ST.—"Desertion"

CHARGE 2D.—"Larceny."

FINDING.—Of the 1st charge—"Guilty."

Of the 2d charge—"Guilty."

CHARGE—Conduct to the prejudice of good order and military discipline.

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private ALBERT VESEY, Co. "H," 13th U. S. Infantry, *"To forfeit to the United States all pay and allowances that are due or may become due him. To be dishonorably discharged the service of the United States, and to be confined at hard labor for the period of twelve (12) months at such place as the Commanding General may direct."*

PAR. II. The proceedings and findings in the foregoing case of Sergeant THOMAS WILSON, Co. "B," 13th U. S. Infantry, are approved. He will be released from arrest and returned to duty.

In the case of Private ALBERT VESEY, Co. "H," 13th U. S. Infantry, it not appearing in the record that the order convening the Court was read to the prisoner, and an opportunity given him to challenge members thereof, and that the Court and Judge Advocate were duly sworn in his presence, the proceedings, findings and sentence are disapproved. Private ALBERT VESEY, Co. "H," 13th U. S. Infantry will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.

1st Lieut., 81st U. S. Infantry,

Judge Advocate Dep't of Dakota.

G. C. M.

1. Private William Brower, Co. "D," 13th U. S. Infantry.
2. Private LeRoy Waller, Co. "F," 13th U. S. Infantry.
3. Private Matthew Kenny, Co. "F," 13th U. S. Infantry.
4. Private Patrick Burke, Co. "F," 13th U. S. Infantry.
5. Private William Quinn, Co. "D," 13th U. S. Infantry.
6. Private Samuel Boyer, Co. "D," 13th U. S. Infantry.
7. Private Charles Carmull, Co. "D," 13th U. S. Infantry.
8. Private Charles Hogan, Co. "K," 31st U. S. Infantry.
9. Private James Carpenter, Co. "I," 13th U. S. Infantry.
10. Private Thomas Mitchell, Co. "I," 13th U. S. Infantry.
11. Private Patrick Carbine, Co. "I," 13th U. S. Infantry.
12. Sergeant John McCarthy, Co. "I," 13th U. S. Infantry.
13. Private John Nash, Co. "D," 13th U. S. Infantry.
14. Private Robert R. Law, Co. "I," 13th U. S. Infantry.
15. Private James Smith, Co. "I," 13th U. S. Infantry.
16. Private William H. Mott, Co. "I," 13th U. S. Infantry.
17. Private Michael Lawler, Co. "I," 13th U. S. Infantry.
18. Private Patrick Kelley, Co. "K," 13th U. S. Infantry.
19. Private James Grogan, Co. "C," 13th U. S. Infantry.
20. Private James Lawrence, Co. "C," 13th U. S. Infantry.
21. Private Thomas Sumner, Co. "C," 13th U. S. Infantry.
22. Private Marcus D. Orahoad, Co. "K," 13th U. S. Infantry.
23. Private Peter Murphy, Co. "A," 13th U. S. Infantry.
24. Private John Shea, Co. "I," 13th U. S. Infantry.

Headquarters. Department of Dakota,

SAINT PAUL, Minn., September 30th, 1867

GENERAL ORDERS, }
No. 48.

PAR. I...Before a General Court Martial, which convened at Fort Shaw, M. T., pursuant to Special Field Orders No. 15, dated Headquarters, Department of Dakota, in the Field, Fort Shaw, M. T., and of which Major William Clinton, 13th U. S. Infantry, is President, were arraigned and tried:

1 Private WILLIAM BROWER, Company "D," 13th U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM BROWER, Company "D," 13th U. S. Infantry, "*To be confined at hard labor, under charge of the Guard, for the period of four (4) months, and to forfeit (\$10) ten dollars of his monthly pay for the same period.*"

2. Private LEROY WALLER, Company "F," 13th U. S. Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private LEROY WALLER, Company "F," 1st Battalion, 13th U. S. Infantry, "*To forfeit all pay and allowances that are due or may become due him, and be confined at hard labor, under charge of the Guard, for the period of six (6) months, and then to be dishonorably discharged the service of the United States.*"

3. Private MATHEW KENNY, Company "F," 1st Battalion, 13th U. S. Infantry, on the following charge :

CHARGE.—"Violation of the forty-sixth article of war.

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private MATHEW KENNY, Company "F," 1st Battalion 13th U. S. Infantry, "*To forfeit to the United States, fifteen dollars (\$15.00) of his monthly pay for the period of three (3) months, and be confined at hard labor, under charge of the Guard, for the same period.*"

4. Private PATRICK BURKE, Company "F," 1st Battalion, 13th U. S. Infantry, on the following charge :

CHARGE.—"Violation of the forty-sixth article of war.

FINDING.—Of the charge—"Not guilty."

And the Court do therefore acquit him, Private PATRICK BURKE, Company "F," 1st Battalion, 13th U. S. Infantry.

5. Private WILLIAM QUINN, Company "D," 13th U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM QUINN, Company "D," 13th U. S. Infantry, "*To forfeit to the United States fifteen dollars (\$15.00) of his monthly pay for four (4) months, and to be confined at hard labor under charge of the Guard, for the same period, and to make good the thirty dollars (\$30.00) paid for his apprehension.*"

6. Private SAMUEL BOYER, Company "D," 1st Battalion, 13th U. S. Infantry, on the following charge :

CHARGE.—"Conduct prejudicial to good order and military discipline.

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private SAMUEL BOYER, Company "D," 1st Battalion, 13th U. S. Infantry, "*To forfeit to the United States, all pay and allowances that are now due or may become due him, and to be confined at hard labor, under charge of the Guard, for the period of four (4) months, and then to be dishonorably discharged the service of the United States.*"

7. Private CHARLES CARMALL, Company "D," 13th U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—Of the charge—"Guilty."

SENTENCE

And the Court do therefore sentence him, Private CHARLES CARMALL, Company "D," 13th U. S. Infantry, "*To forfeit to the United States fifteen dollars (\$15.00) per month of his monthly pay for four (4) months, and to be confined at hard labor under the charge of the Guard, for the same period.*"

8th. Private CHARLES HOGAN, Company "K," 31st U. S. Infantry, on the following charge :

CHARGE—Desertion.

FINDING—Of the charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, Private CHARLES HOGAN, Company "K," 31st U. S. Infantry, "*To forfeit to the United States all pay and allowances that are now due, or may become due for the period of five (5) months, and be confined at hard labor under charge of the Guard, for the same period.*"

9th. Private JAMES CARPENTER, Co. "I," 13th U. S. Infantry, on the following charge :

CHARGE—Desertion.

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JAMES CARPENTER, Co. "I," 13th U. S. Infantry, "*To forfeit all pay and allowances that are now due or may become due him for the period of five (5) months, and to be confined at hard labor under charge of the Guard, for the same period.*"

10th Private THOMAS MITCHELL, Co. "I," 13th U. S. Infantry, on the following charge :

CHARGE—Desertion.

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private THOMAS MITCHELL, Co. "I," 13th U. S. Infantry, "*To forfeit to the United States all pay and allowances that are now due or may become due him for the period of five (5) months, and be confined at hard labor under charge of the Guard, for the same period.*"

11th. Private PATRICK CARBINE, Company "I," 13th U. S. Infantry, on the following charge :

CHARGE—Desertion.

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private PATRICK CARBINE, Co. "I," 13th U. S. Infantry, "*To forfeit to the United States all pay and allowances that are now due or may become due him, for the period of five (5) months, and to be confined at hard labor under charge of the Guard, for the same period.*"

12th. Sergeant JOHN MCCARTHY, Company "I," 13th U. S. Infantry, on the following charge :

CHARGE—Desertion.

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Sergeant JOHN Mc-

CARTHY, Co. "I," 13th U. S. Infantry, to be redneed to the ranks as a private soldier, *"To forfeit all pay and allowances that are now due or may become due him, for the period of five (5) months, and to be confined at hard labor under charge of the Guard, for the same period."*

13. Private JOHN NASH, Co. "D," 13th U. S. Infantry, on the following charge:

CHARGE—Desertion.

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JOHN NASH, Co. "D," 13th U. S. Infantry, *"To forfeit to the United States all pay and allowances that are due or may become due him, for the period of five (5) months, and to be confined at hard labor under charge of the Guard, for the same period."*

14. Private ROBERT R. LAW, Co. "I," 13th U. S. Infantry, on the following Charge:

CHARGE—Neglect of duty.

FINDING—Of the Charge—"Not Guilty."

And the Court do therefore acquit him, Private ROBERT R. LAW, Co. "I," 13th U. S. Infantry.

15. Private JAMES SMITH, Co. "I," 13th U. S. Infantry, on the following charges:

CHARGE 1st.—Neglect of Duty.

CHARGE 2nd.—Absence without leave.

FINDING—Of the first Charge—"Guilty."

FINDING—Of the second Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JAMES SMITH, Co. "I," 13 U. S. Infantry, *"To forfeit to the United States fifteen dollars (\$15 00) of his monthly pay, for four (4) months, and to be confined at hard labor under charge of the Guard, for the same period."*

16. Private WILLIAM H. MOTT, Co. "I," 13th U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM H. MOTT, Co. "I," 13th U. S. Infantry, "*To forfeit to the United States all pay and allowances that are now due, or that may become due him, for the period of five (5) months, and to be confined at hard labor under charge of the Guard, for the same period, and also make good the time lost by desertion.*"

17. Private MICHAEL LAWLER, Co. "I," 13th U. S. Infantry, on the following charge :

CHARGE.—"Absence without leave"

FINDING.—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private MICHAEL LAWLER, Co. "I," 13th U. S. Infantry, "*To forfeit to the United States fifteen dollars (\$15.00) of his monthly pay for four (4) months, and to be confined at hard labor under charge of the Guard, for the same period.*"

18. Private PATRICK KELLEY, Co. "K," 13th U. S. Infantry, on the following Charge :

CHARGE.—"Desertion."

FINDING.—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private PATRICK KELLEY, Company "K," 13th U. S. Infantry, "*To forfeit all pay and allowances that are now due, or that may become due him for five (5) months, and be confined at hard labor, under charge of the Guard, for the same period.*"

19 Private JAMES GROGAN, Company "C," 13th U. S. Infantry, on the following charge.

CHARGE—Absence without leave.

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JAMES GROGAN, Co. "C," 13th U. S. Infantry, *"To forfeit fifteen dollars (\$15.00) per month of his monthly pay, for four (4) months, and be confined at hard labor, under charge of the Guard, for the same period."*

20th. Private JAMES LAWRENCE, Co. "C," 13th U. S. Infantry, on the following charge.

CHARGE—Desertion.

FINDING—Of the charge—"Not Guilty."

And the Court do therefore acquit him, Private JAMES LAWRENCE, Co. "C," 13th U. S. Infantry.

21st. Private THOMAS SUMNER, Co. "C," 13th U. S. Infantry, on the following charge.

CHARGE—Neglect of duty.

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private THOMAS SUMNER, Co. "C," 13th U. S. Infantry, *"To forfeit fifteen dollars (\$15.00) of his monthly pay, for two (2) months, and be confined at hard labor, under charge of the Guard, for the same period."*

22d. Private MARCUS D. ORAHOOD, Co. "K," 13th U. S. Infantry, on the following charge.

CHARGE—Neglect of duty.

FINDING—Of the charge—"Not Guilty."

And the Court do therefore acquit him, Private MARCUS D. ORAHOOD, Co. "K," 13th U. S. Infantry.

23. Private PETER MURPHY, Company "A," 13th U. S. Infantry, on the following charge :

CHARGE.—“Neglect of duty.”

FINDING.—Of the charge—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private PETER MURPHY, Company “A,” 13th U. S. Infantry, *“To forfeit to the United States fifteen dollars (\$15.00) of his monthly pay per month, for two (2) months, and be confined at hard labor, under charge of the Guard, for the same period.”*

24. Private JOHN SHEA, Company “I,” 13th U. S. Infantry, on the following charge:

CHARGE.—“Desertion.”

FINDING.—Of the charge—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private JOHN SHEA, Company “I,” 13th U. S. Infantry, *“To forfeit all pay and allowances that are due or that may become due him for the period of five (5) months, and be confined at hard labor, under charge of the Guard, for the same period.”*

PAR. II.—The proceedings, findings and sentences in the foregoing cases of Private William Brower, Company “D,” 13th U. S. Infantry; Private LeRoy Waller, Company “F,” 1st Battalion, 13th U. S. Infantry; Private William Quinn, Company “D,” 13th U. S. Infantry; Private Samuel Boyer, Company “D,” 13th U. S. Infantry; Private Charles Carmall, Company “D,” 13th U. S. Infantry; Private Charles Hogan, Company “K,” 31st U. S. Infantry; Private James Carpenter, Company “I,” 13th U. S. Infantry; Private Thomas Mitchell, Company “I,” 13th U. S. Infantry; Private Patrick Carbine, Company “I,” 13th U. S. Infantry; Private John Nash, Company “D,” 13th U. S. Infantry; Sergeant John McCarthy, Company “I,” 13th U. S. Infantry; Private Patrick Kelley, Company “K,” 13th U. S. Infantry; Private William H. Mott, Company “I,” 13th U. S. Infantry, and Private John Shea, Company “I,” 13th U. S. Infantry, are approved. The sentences will be

carried into execution at the post where the company of the prisoners are now, or may be, serving.

In the cases of Private Mathew Kenny, Company "F," 13th U. S. Infantry, Private James Grogan, Company "C," 13th U. S. Infantry, Private Michael Lawler, Company "I," 13th U. S. Infantry, and Private James Smith, Company "I," 13th U. S. Infantry, the proceedings, findings and sentences are approved; but in consideration of the long confinement of the prisoners, the sentence is in each case mitigated to forfeiture of fifteen dollars (\$15.00) of their monthly pay for one month, and confinement at hard labor, under charge of the guard, for the same period.

In the cases of Private Patrick Burke, Company "F," 13th U. S. Infantry, Private James Lawrence, Company "C," 13th U. S. Infantry, Private Marcus D. Orahood, Company "K," 13th U. S. Infantry, and Private Robert R. Law, Company "I," 13th U. S. Infantry, the proceedings and findings are approved. They will be ~~relieved~~ ^{released} from arrest and returned to duty.

In the cases of Private Thomas Sumner, Company "C," 13th U. S. Infantry, and Private Peter Murphy, Company "A," 13th U. S. Infantry, the proceedings are approved. The evidence in these cases not being, in the opinion of the Commanding General, sufficiently conclusive to warrant a conviction, the findings and sentences are disapproved. They will be ~~relieved~~ ^{released} from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General

OFFICIAL.

1st Lieut. 31st U. S. Infantry,

Judge Advocate, Dep't of Dakota.

Headquarters, Department of Dakota,

SAINT PAUL, Minn., October 24th, 1867.

GENERAL ORDERS, } No. 49. }

Scurvy having made its appearance at some of the posts in this Department during the past few months, the attention of post commanders is particularly called to paragraphs 116, 117, 118, 119, and 120 Revised Army Regulations of 1863. The attention of company commanders is also called to the provisions of General Orders, No. 18, Adjutant General's office, 1866, which prescribes that "savings from the ration, except such articles as shall be purchased by the Subsistence Department," and provided for in that order, "may be sold for the benefit of the company, bakery, or other organization to which they belong, at the discretion of the officer in charge thereof."

By an economical use of the ration provided by law, each company can make a large saving, with which the company commander can purchase anti-scorbutics from the commissary, or wherever he can do it to the best advantage. Fresh vegetables should be obtained whenever practicable. More attention should be given to the subject of gardens. Whenever possible every company should have one. At every post each company should have a root house constructed, and unless potatoes are raised at the post, the commanding officer of each company should apply to the post commander for teams, and send them with a guard in charge of an officer, to the nearest place where they can be procured, as soon as they are ripe in the fall, and have a good supply brought to the post

and stored for winter. Great care must be taken to protect them from frost, both in transportation and after they arrive at the post.

With proper care on the part of officers to regulate the diet of the troops, it is believed that cases of scurvy would very rarely be heard of at any posts in this Department. Ample supplies of pickles, molasses, and other anti-scorbutics have been sent to posts, and, in many cases, fresh vegetables. It is expected, however, that company commanders will provide the latter from the company fund, whenever practicable—that being the most economical way both for the troops and the government.

Fresh beef, will, until further orders, be issued to every command in the department whenever practicable, at least as often as four times in seven.

The return of provisions, at posts where the troops are liable to scurvy, will be examined from time to time by the Medical Director, and Chief Commissary of Subsistence of the Department, to ascertain whether the proper anti-scorbutics are issued to the troops.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., Nov. 20th 1867.

GENERAL ORDERS, }
No. 50. }

The following order, with accompanying form, is promulgated for the information and guidance of Officers in this Department.

GENERAL ORDERS, } Quartermaster General's Office,
No. 48 { WASHINGTON, D. C., June 12, 1867.

~~GENERAL~~
~~ORDERS~~

Officers of the Quartermaster's Department, in making estimates for funds required for the service of said Department, will, hereafter, prepare such estimates, agreeably to the accompanying form.

When they do not require funds on account of any of the general heads of appropriations, or items specified under said heads, they will omit such headings or items from the estimates transmitted to this office.

If funds are required for items not specified in the form referred to, such items will be set forth in detail and under the proper heads of appropriations.

D. H. RUCKER.

*Brevet Major General U. S. Army,
Acting Quartermaster General.*

By Command of Brevet Maj. Gen. A. H. Terry,
ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

ESTIMATE OF FUNDS required for the service of the QUARTERMASTER'S DEPARTMENT at _____, by _____, in the month of _____, 186—.

1. REGULAR SUPPLIES OF THE QUARTERMASTER'S DEPARTMENT

Fuel.—State the kind, quantity, price, and for what purposes; for officers, No. —, for troops, No. —, hospital fires, —, guard fires, —, work shops, &c.

Forage.—State the kind, quantity, price, and for what number of animals, whether for officers, artillery, cavalry or transportation

Straw.—State quantity, price, how much for troops, how much for hospitals, and how much for horses.

Stationery.—Estimated amount for troops; companies, number of; officers, number of; military courts, &c. Each to be stated separately.

2. INCIDENTAL EXPENSES OF THE QUARTERMASTER'S DEPARTMENT.

Postage.

Telegrams.

Expenses of military courts.

Expenses of expresses.

Pay of extra-duty men. Number and for what work.

Interment of officers and soldiers, removing and reinterring soldiers, and establishing and maintaining military cemeteries. The amount required under each head to be stated separately.

Office furniture. Kind, quantity and price.

Hire of laborers. Number, rate of pay, and on what duty employed.

Hire of interpreters, spies and guides. Number of each, rate of pay, where and by whose orders employed.

Hire of clerks and agents. Number of each, rate of pay, where employed

Apprehension and delivery of deserters, and expenses of pursuit

Hire of veterinary surgeons for the Quartermaster's Department. Number, rate of pay, and where employed.

Horse and mule shoes and shoe nails. Quantity of each and cost.

Horse medicines and veterinary instruments. For what number of animals.

When other items pertaining to the appropriation for incidental expenses are required, they must be stated in detail.

3. PURCHASE OF CAVALRY AND ARTILLERY HORSES.

Horses for — Co. — regiment cavalry, at \$
 Horses for — Co. — regiment artillery, at \$
 State authority for purchase.

8

4. MILEAGE OF OFFICERS, or allowance made for the transportation of themselves and their baggage.

5. ARMY TRANSPORTATION.

Of troops.—Estimated number, movement and cost.

Of Stores.—Estimated quantity, from and to what points, and cost.

Purchase of horses.—Number, price, and for what service.

Purchase of mules —Number, price, and for what service.

Hire of train masters teamsters, &c.—Number, for what service, and rate of compensation.

Hire of mechanics in making and repairing wagons, ambulances, harness, &c.—Number, class, and rate of compensation.

Wharfage, tolls and ferriage.—Amount for each.

Leather, iron, and other material for transportation service. — Amount of each.

Purchase of wagons —Number, price, and for what service required.

Purchase of harness.—Kind, quantity, price, and for what service.

Hire and charter of vessels.

If any other items on account of army transportation are required, they must be stated in detail.

6. BARRACKS AND QUARTERS.

Rent and commutation of officers' quarters.—State the number of officers, rank, regiment or corps, and the rate.

Commutation of quarters for enlisted men when the same is authorized —State the number of men and station.

Rent of storehouses.—Number, rate, and for what purpose occupied.

Rent of offices —Number, rate, and by whom occupied.

Construction of barracks, quarters and storehouses.—State where and by what authority erected, and for what purpose.

Materials for buildings.—Kind and quantity, and where and for what buildings required.

Repairs of public buildings at established posts.—Nature of repairs, and cost in detail.

Hire of mechanics and laborers on buildings.—Number, class, compensation, and where to be employed.

7. OUTSTANDING DEBTS, as per accompanying list, which will set forth the names of claimants, for what supplies or service, and the amount.

Total,
Deduct actual or probable balance on hand,

Amount required.

A. B.

Quartermaster.

Revised and Approved,

—— *Com'dy.*

Station, —

Date, —

Headquarters, Department of Dakota,

SAINT PAUL, MISS., November 20th, 1867.

GENERAL ORDERS, }
No. 51. }

District Commanders are hereby ordered to cause estimates for funds for each of the Posts of their respective Districts, where funds are required, to be prepared immediately according to the form prescribed in General Order No. 48, of June 12, 1867, from the Quartermaster General's Office. The estimates will be revised and approved by the Post Commanders, and consolidated, revised and approved by the District Commanders. The latter officers will forward the consolidated estimates, *in duplicate*, to these Headquarters, accompanied by the Post estimates, also *in duplicate*.

No funds will be supplied until these estimates are furnished in proper form.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., Dec. 2d, 1867.

GENERAL ORDERS, } No. 52. }

Officers receiving public property from contractors for transportation, are forbidden to sign bills of lading or receipts for the same, until they have carefully examined the property and ascertained whether its quantity and condition are as stated in the bill of lading. Should any discrepancy, in either of these respects be found, a Board of Survey will be immediately convened on the spot, and the nature and amount of the deficiency ascertained, and the responsibility therefor fixed: and, also, the amount to be charged for such deficiency to the party found to be responsible therefor.

Receipts will then be given in conformity with the finding of the Board. All deficiencies will be noted on the bill of lading, and also reported to the Chief of the proper Staff Department at these Headquarters.

If any officer shall in future sign bills of lading, or receipts for property, without making the examination herein required, will be held conclusive upon him as to the amount and condition of the property at the time of receipt by him, and the proceedings of any Board which shall relieve him of the responsibility for any deficiency existing at that time, will be disapproved at these Headquarters.

Hereafter Boards of Survey will report in their proceedings whether the inspection herein required has been made or neglected; who the forwarding officer was; the mode and means of transportation; the name of the contractor or vender of the article; and all facts and circumstances going to make up an opinion fixing responsibility or neglect on the part of any agent, contractor, or officer of the Government.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., December 3d, 1867.

GENERAL ORDERS, }
No. 53. }

The unexecuted portion of the sentence of the General Court Martial convened at Fort Wadsworth, D. T., by Special Orders No. 8, of October 31st, 1866, from these Headquarters, in the case of Private LEON LAFITTE, of Company C, 10th Infantry, is hereby remitted. He will be released from confinement at the penitentiary at Stillwater, Minnesota.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lieut. Col., Capt 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lieut. Col. Capt 24th U. S. Infantry.
Acting Assistant Adjutant General.



G. C. M.

- | | | | |
|-----|-----------------------------|----------|----------------------|
| 1. | Private James H. Gillispie, | Co. "G," | 13th U. S. Infantry. |
| 2. | " Richard Turner, | Co. "G," | " " |
| 3. | " David Triby, | Co. "H," | " " |
| 4. | " James L. Wilson, | Co. "E," | " " |
| 5. | " John H. Vanward, | Co. "E," | " " |
| 6. | " John Buzine, | Co. "G," | " " |
| 7. | " Wilson Britton, | Co. "G," | " " |
| 8. | " John Haggerty, | Co. "G," | " " |
| 9. | " Otto Zugbaum, | Co. "G," | " " |
| 10. | " Edward Feeny, | Co. "G," | " " |
| 11. | " Max Stichel, | Co. "G," | " " |
| 12. | " Charles Read, | Co. "E," | " " |
| 13. | " John Wilson, | Co. "B," | " " |
| 14. | " Benj. F. Clement, | Co. "B," | " " |
| 15. | " Cornelius Sullivan, | Co. "B," | " " |
| 16. | " Patrick Carty, | Co. "B," | " " |
| 17. | " Thomas Moore, | Co. "H," | " " |
| 18. | Corporal John Bovel, | Co. "E," | " " |
| 19. | Private Albert Vesey, | Co. "H," | " " |
| 20. | " Carl Martini, | Co. "H," | " " |

Headquarters, Department of Dakota,

SAINT PAUL, MINN., December 3d, 1867.

GENERAL ORDERS, } No. 54. }

Par. I. . . Before a General Court Martial, which convened at Camp Cooke, M. T., July 29th, 1867, pursuant to Special Field Orders No. 13, dated Head Quarters Department of Dakota, in the field; Camp Cooke, M. T., July 27th 1867, and of which Captain Nathan W. Osborne, 13th Infantry, Bvt. Major U. S. A., is President, was arraigned and tried—

1st. Private JAMES H. GILLISPIE, Company "G," 13th Infantry, on the following charge:

CHARGE—"Desertion."

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private JAMES H. GILLISPIE, Company "G," 13th U. S. Infantry, "*To be confined at hard labor in charge of the guard for the period of six (6) months, and to forfeit to the United States his monthly pay for the same time, except the just dues of the laundress.*"

2d. Private RICHARD TURNER, Company "G," 13th Infantry, on the following charge:

CHARGE—"Absence without leave."

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private RICHARD TURNER, Company "G," 13th U. S. Infantry, "*To be confined at hard labor, in charge of the guard, for a period of one (1) month, and to forfeit to the United States ten dollars, (\$10) of his monthly pay for the same time.*"

3. Private DAVID TRIMY, Company "H," 13th Infantry, on the following charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private DAVID TRIMY, Company "H," 13th U. S. Infantry, "*To be confined at hard labor in charge of the Guard, for a period of fifteen (15) days, and to forfeit to the United States, five dollars (\$5.00) of his monthly pay for one (1) month.*"

4. Private JAMES L. WILSON, Company "E," 13th Infantry, on the following charge :

CHARGE—"Desertion."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private JAMES L. WILSON, Company "E," 13th U. S. Infantry, "*To be confined at hard labor, in charge of the Guard, for a period of six (6) months, and to forfeit to the United States his monthly pay for the same period, except the just dues of the laundress.*"

5. Private JOHN H. VANWARD, Company "E," 13th Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private JOHN H. VANWARD, Company "E," 13th U. S. Infantry, "*To be confined at hard labor, in charge of the Guard, for a period of six (6) months, and to forfeit to the United States his monthly pay for the same time, except the just dues of the laundress.*"

6. Private JOHN BUZINE, Company "G," 13th Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private JOHN BUZINE, Company "G," 13th U. S. Infantry, *To be confined at hard labor in charge of the Guard, for the period of six (6) months, and to forfeit to the United States his monthly pay for the same period, except the just dues of the laundress.*"

7. Private WILSON BRITTON, Company "G," 13th Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private WILSON BRITTON, Company "G," 13th U. S. Infantry, *To be confined at hard labor in charge of the Guard, for a period of six (6) months, and to forfeit to the United States his monthly pay for the same time, with the exception of the just dues of the laundress.*"

8. Private JOHN HAGGERTY, Company "G," 13th Infantry, on the following charge :

CHARGE.—"Absence without leave."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private JOHN HAGGERTY, Company "G," 13th U. S. Infantry, *"To be confined in charge of the Guard, at hard labor, for a period of one (1) month, and to forfeit to the United States ten dollars (\$10.00) of his monthly pay for one (1) month."*

9. Private OTTO ZUGBAUM, Company "G," 13th Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private OTTO ZUGBAUM, Company "G," 13th U. S. Infantry, *"To be confined at hard labor in charge of the Guard, for a period of six (6) months, and to for*

feit to the United States his monthly pay for the same time, except the just dues of the laundress."

10. Private EDWARD FEENY, Company "G," 13th Infantry, on the following charge:

CHARGE.—"Desertion"

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private EDWARD FEENY, Company "G," 13th U. S. Infantry, "*To be confined at hard labor in charge of the guard, for the period of six (6) months, and to forfeit to the United States his monthly pay for the same time, except the just dues of the laundress.*"

11. Private MAX STICHEL, Company "G," 13th Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING—Of the charge—"Guilty."

SENTENCE.

And the court does therefore sentence him, Private MAX STICHEL, Co. "G," 13th U. S. Infantry, "*To be confined at hard labor in charge of the guard for a period of six (6) months, and to forfeit to the United States his monthly pay for the same time, except the just dues of the laundress.*"

12. Private CHARLES READ, Company "E," 13th Infantry, on the following charge:

CHARGE.—"Desertion."

FINDING—Of the charge—"Guilty."

SENTENCE.

And the court does therefore sentence him, Private CHARLES READ, Co. "E," 13th U. S. Infantry, "*To be confined at hard labor, in charge of the guard, for a period of six (6) months, and to forfeit to the United States his monthly pay for the same time, except the just dues of the laundress.*"

13. Private JOHN WILSON, Company "B," 13th Infantry, on the following charge:

CHARGE.—“Desertion.”

FINDING—Of the charge—“Guilty.”

SENTENCE.

And the Court does therefore sentence him, Private JOHN WILSON, Company “B,” 13th U. S. Infantry, “*To be confined at hard labor, in charge of the guard, for a period of six (6) months, and to forfeit to the United States his monthly pay for the same time, except the just dues of the laundress.*”

14. Private BENJAMIN F. CLEMENT, Company “B,” 13th U. S. Infantry, on the following charge:

CHARGE.—“Desertion.”

FINDING—Of the charge—“Guilty.”

SENTENCE.

And the Court does therefore sentence him, Private BENJAMIN F. CLEMENT, Company “B,” 13th U. S. Infantry, “*To be confined at hard labor, in charge of the guard, for a period of six (6) months, and to forfeit to the United States his monthly pay for the same time, except the just dues of the laundress.*”

15. Private CORNELIUS SULLIVAN, Company “B,” 13th Infantry, on the following charge:

CHARGE.—“Desertion.”

FINDING—Of the charge—“Guilty.”

SENTENCE.

And the Court does therefore sentence him, Private CORNELIUS SULLIVAN, Company “B,” 13th U. S. Infantry, “*To be confined at hard labor in charge of the guard, for a period of six (6) months, and to forfeit to the United States his monthly pay for the same time, except the just dues of the laundress.*”

16. Private PATRICK CARTY, Company “B,” 13th Infantry, on the following charge:

CHARGE.—“Neglect of duty.”

FINDING—Of the charge—“Guilty.”

SENTENCE.

And the Court does therefore sentence him, Private PATRICK CARTY, Company “B,” 13th U. S. Infantry, “*To be confined at hard*

labor, in charge of the guard, for a period of three (3) months, and to forfeit to the United States ten dollars (\$10) of his monthly pay per month for the same time."

17. Private THOMAS MOORE, Company "H," 13th Infantry, on the following charges :

CHARGE 1st—"Leaving his post before being regularly relieved."

CHARGE 2d.—"Conduct to the prejudice of good order and military discipline."

FINDING—Of the 1st charge—"Guilty."

FINDING —Of the second charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private THOMAS MOORE, Company "H," 13th U. S. Infantry, "*To be confined at hard labor, in charge of the guard, for a period of twelve (12) months, and to forfeit to the United States all pay that is due, or may become due him, for the same period, except the just dues of the laundress.*"

18. Corporal JOHN BOVEL, Company "E," 13th Infantry, on the following charges :

CHARGE 1st.—"Disobedience of orders."

CHARGE 2d.—"Drunkenness on duty."

FINDING.—Of the first and second charges—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Corporal JOHN BOVEL, Company "E," 13th U. S. Infantry, *To be reduced to the rank of a private soldier, and to forfeit to the United States ten dollars (\$10.00) of his monthly pay for a period of six (6) months, and to be confined at hard labor, in charge of the guard, for a period of sixty (60) days "*

19. Private ALBERT VESEY, Company "H," 13th Infantry, on the following charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private ALBERT VE-

SEY, Company "H," 13th U. S. Infantry, "*To forfeit to the United States all pay and allowances that are due, or may become due him; to be dishonorably discharged the service of the United States, and to be confined at hard labor for the period of twelve (12) months, at such place as the Commanding General may direct.*"

20. Private CARL MARTINI, Company "H," 13th Infantry, on the following charge:

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Of the charge—"Guilty."

SENTENCE

And the Court does therefore sentence him, Private CARL MARTINI, Company "H," 13th U. S. Infantry, "*To forfeit all pay and allowances that are due, or may become due him; to be dishonorably discharged the service of the United States, and to be confined at hard labor for a period of five (5) years, in such penitentiary as the Commanding General may direct.*"

PAR. II.—The proceedings, findings and sentences of the General Court Martial, in the foregoing cases of Privates John H. Vanward, Co. "E," John Buzine, Co. "G," and Charles Read, of Co. "E," 13th Infantry; Privates Wilson Britton, Edward Feeny, and Max Stichel, of Company "G," 13th Infantry; and of Privates John Wilson, Cornelius Sullivan, and Patrick Carty, of Company "B," 13th Infantry, are approved. The sentences will be carried into execution at the posts where the Companies of the prisoners are, or may be serving.

2d In the case of Private Carl Martini, Company "H," 13th Infantry, the proceedings and the findings upon the first specification, and the charge are approved. The second specification charges the prisoner with conspiring with Privates David Trihy, and Albert Vesev, Company "H," 13th Infantry, to murder Captain Ferdinand DeCourcy, 13th Infantry. There is no evidence whatever of the existence of such a conspiracy, except the prisoner's confession to Sergeant Courtney. The other evidence in the case *may show* that the prisoner, himself, ^{did} ~~tempted~~ ^{planned} the murder of Capt. DeCourcy, but it does not go to prove a conspiracy—a planning and plotting with others to that end, and does not therefore support the specification.

The confession to Sergt. Courtney, who appears to have had the prisoner in charge, was made after the prisoner had been told by the sergeant, that "the best thing he could do was to make a candid confession of the whole affair" and cannot be taken as conclusive of guilt. The findings of the Court on the second specification, are disapproved. The sentence is approved, but the term of imprisonment is reduced to two (2) years. The penitentiary of the Territory of Montana, is designated as the place of confinement.

3rd. In the case of Private Thomas Moore, Company "H," 13th Infantry, the proceedings, findings and sentence are approved. In consideration of the long confinement of the prisoner, the sentence is mitigated to confinement at hard labor under charge of the guard, for the period of six (6) months, and forfeiture of all pay that is due, or may become due him for the same period, except the just dues of the laundress. The sentence will be carried into execution at the post where the prisoner's company is or may be serving.

4th. In the case of Private John Haggerty, Company "G," 13th U. S. Infantry, the proceedings, findings, and sentences are approved. In consequence of the long confinement of the prisoner, so much of the sentence as prescribes confinement at hard labor under charge of the guard, for the period of one month, is remitted. The stoppage of pay will be made by the proper officers.

5th. In the case of Corporal John Bovel, Company "E," 13th Infantry, the proceedings, findings, and sentences are approved. In consideration of the long confinement of the accused, and of his previous good character as a soldier, so much of the sentence as imposes forfeiture of pay and confinement at hard labor under charge of the guard, is remitted. He will be released from arrest and returned to duty.

6th. In the case of Private Benjamin F. Clement, Company "B," 13th Infantry, the omission of the words, "was duly sworn," in that portion of the proceedings relative to the swearing of the Judge Advocate, is fatal, inasmuch as the interlineation was not authorized and sanctioned by the Court. It being impossible to reconvene the Court, the proceedings, findings, and sentences are disap-

proved. The prisoner will be released from arrest and returned to duty.

7th. In the case of Private Otto Zugbaum, Company "G," 13th Infantry, the President of the Court having failed to sign the record, and it being impossible to reconvene the Court, the proceedings, findings, and sentence are disapproved. The prisoner will be released from arrest and returned to duty.

8th. In the case of Private David Trihy, Company "H," 13th Infantry, the interlineation without the sanction of the Court, of the words "in his presence," in that portion of the proceedings that relate to the swearing of the Court, constitutes a fatal error. The finding of the Court in this case is irregular; nothing is said in the 1st specification, of articles of clothing, and of this specification he is found "Not Guilty," except the words "one pair of trowsers." Of the 2d specification, in which only those words occur, he is found "Not Guilty." The prisoner will be released from arrest and returned to duty.

9th. In the cases of Privates James H. Gillispie and Richard Turner, Company "G," and Private James L. Wilson, Company "E," 13th Infantry, the interlineation without the sanction of the Court, of the words "in his presence," in that portion of the proceedings that relate to the swearing of the Court, constitutes a fatal error. It being impossible to reconvene the Court, the proceedings, findings and sentences are disapproved. The prisoners, Privates James H. Gillispie, and Richard Turner, Company "G," and Private James L. Wilson, Company "E," 13th Infantry, will be released from arrest and returned to duty.

10th. In the case of Private Albert Vesey, Company "H," 13th Infantry, it not appearing in the record that the order convening the Court was read to the prisoner, and an opportunity given him to challenge members thereof, and that the Court and Judge Advocate were duly sworn in his presence, the proceedings, findings and sentence are disapproved. Private Albert Vesey, Company "H," 13th U. S. Infantry will be released from arrest and returned to duty.

The proceedings and records of the General Court Martial, of which Captain & Bvt. Major N. W. Osborne is President, and 2d Lieut. W. I. Sanborn is Judge Advocate, are extremely defective, and give evidence of either an inexcusable want of information, or of a neglect, which is highly censurable in officers entrusted with the administration of justice to parties accused.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.



1st Lieut. 81st U. S. Infantry,

Judge Adv. Dept. of Dakota



G. C. M.

1. Private George Wentworth, Co. "A," 10th U. S. Infantry.
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., December 4th, 1867.

GENERAL ORDERS, }
No. 55. }

PAR. I.—Before a General Court Martial, which convened at Fort Snelling, Minn., pursuant to Special Order No 68, Head Quarters, Department of Dakota, Saint Paul, Minn., May 24th, 1867; and of which Colonel E. B. Alexander, 10th Infantry, Bvt. Brig Gen'l. U. S. Army, is President, was arraigned and tried:

1. Private GEORGE WENTWORTH, Company "A," 10th U. S. Infantry, on the following charges:

CHARGE 1st.—“Theft, to the prejudice of good order and military discipline.”

CHARGE 2d.—“Desertion.”

ADDITIONAL CHARGE.—“Desertion.”

FINDING—Of charge 1st—“Guilty.”

Of charge 2d—“Guilty.”

Of Additional charge—“Guilty.”

SENTENCE.

And the Court does therefore sentence him, Private GEORGE WENTWORTH, Company “A,” 10th U. S. Infantry, “*To be confined at hard labor, in Penitentiary, for the period of one (1) year to forfeit to the United States all pay and allowances which are due, or may become due him, during his confinement, and at the expiration of his sentence to be dishonorably discharged the service of the United States. The place of his confinement to be designated by the reviewing officer.*”

PAR. II.—The proceedings, findings and sentence in the foregoing case of Private George Wentworth, Company “A,” 10th U. S. Infantry, are approved. The Minnesota State penitentiary is designated as the place of the prisoner’s confinement.

By Command of Brevet Maj. Gen. A. H. Terry.

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.



1st Lieut. 31st U. S. Infantry,
Judge Adv. Dept. of Dakota

G. C. M.

1. Private William Miller, Co. "G," 31st U. S. Infantry.
 2. Private George Carmine, Co. "C," 31st U. S. Infantry.
-

Headquarters, Department of Dakota,

SAINT PAUL, Minn., Dec. 5th, 1867.

GENERAL ORDERS, }
No. 56. }

PAR. I...Before a General Court Martial, which convened at Fort Buford, D. T., pursuant to Special Field Orders No. 10, dated Head Quarters, Department of Dakota, in the Field, Fort Buford, D. T., July 17th, 1867, and of which Bvt. Lt. Col. W. G. Rankin Capt. 31st U. S. Infantry, is President, was arraigned and tried—

1. Private WILLIAM MILLER, Co. "G," 31st U. S. Infantry, on the following charge:

CHARGE—"Sleeping on post."

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence the said Private WILLIAM MILLER, Co. "G," 31st U. S. Infantry, *"To forfeit all pay and allowances, due, or that may become due, except the just dues of the laundress and sutler; to be confined at hard labor, in charge of the guard, for the period of one (1) year, at the post where his company may be serving, and then to be dishonorably discharged the service of the United States."*

2. Private GEORGE CARMINE, Co. "C," 31st U. S. Infantry, on the following charges:

CHARGE 1st.—"Drunkenness on duty."

CHARGE 2d.—"Disrespect to his superior officer."

FINDING—Of the 1st charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE.

And the Court does therefore sentence the said Private GEORGE CARMINE, Company "C," 31st U. S. Infantry, *"To forfeit to the United States ten dollars (\$10) per month, of his monthly pay for four (4) months, and to be confined in charge of the guard, for the period of sixty (60) days, carrying a knapsack weighing forty (40) pounds, every alternate day, from reveille to retreat, allowing him thirty (30) minutes for each meal."*

PAR II...1. In the case of Private William Miller, Company "G," 31st Infantry, the proceedings and findings are approved. So much of the sentence as makes an exception of the forfeiture of pay and allowances in favor of sutler's claims, is disapproved. The remainder of the sentence is approved. In consideration of the prisoner's previous good character as a soldier, the sentence is mitigated to confinement at hard labor, under charge of the guard, for the period of three (3) months, and forfeiture of all pay and allowances for the same period, except the just dues of the laundress.

2. In the case of Private George Carmine, Company "C," 31st

Infantry, the proceedings, findings, and sentence are approved. So much of the sentence as imposes forfeiture of ten (10) dollars per month, of his monthly pay for four (4) months, is remitted. The remainder of the sentence will be carried into execution at the post where the prisoner's company is or may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lieut. Col., Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.

OFFICIAL,

1st Lieut. 31st U. S. Infantry,

Judge Advocate, Dep't. of Dakota.



G. C. M.

1. Private Charles H. Wood, Co. "A," 10th U. S. Infantry.
 2. Sergeant William Welch, Co. "B," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., December 5th, 1867.

GENERAL ORDERS, }
No. 57. }

PAR. I.—Before a General Court Martial, which convened at Fort Snelling, Minn., pursuant to Special Orders, No 128 and 134, dated Head Quarters, Department of Dakota, Saint Paul, Minn., October 31st and November 14th, 1867, and of which Brevet Brigadier General E. B. Alexander, Colonel 10th Infantry, is President, were arraigned and tried:

1. Private CHARLES H WOOD, Company "A," 10th U. S. Infantry, on the following charges:

CHARGE 1st.—"Desertion."

CHARGE 2d.—Enlisting without a regular discharge

FINDING.—Of the 1st charge—"Guilty."

FINDING.—Of the 2d charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private CHARLES H. WOOD, Company "A," 10th U. S. Infantry, *To be confined at hard labor in charge of the Guard, for the period of six (6) months, and to forfeit to the United States all pay and allowances, except the just dues of the laundress for this time, and at the expiration of this sentence to be dishonorably discharged from the service of the United States.*"

2. Sergeant WILLIAM WELCH, Company "B," 10th U. S. Infantry, on the following charges :

CHARGE 1st.—"Conduct to the prejudice of good order and military discipline."

CHARGE 2d.—Disobedience of orders, in violation of the 9th Article of War.

CHARGE 3d.—Highly disrespectful and insubordinate conduct towards his superior officers.

FINDING—Of charge 1st—"Guilty."

Of charge 2d—"Guilty."

Of charge 3d—"Not Guilty."

SENTENCE.

And the Court does therefore sentence him, Sergeant WILLIAM WELCH, Company "B," 10th U. S. Infantry, *"To be reduced to the ranks as a private soldier."*

PAR II.—In the cases of Private Charles H. Wood, of Co. "A," 10th U. S. Infantry, and of Sergeant William Welch, Co. "B," 10th U. S. Infantry, the prisoners have been found guilty of offenses the most serious known to military law, and which demand of Courts Martial the infliction of a punishment which, while it is adequate to the crimes, will tend to deter others from their commission. Courts Martial have no right to extend clemency to prisoners convicted of offences ; this is a prerogative that belongs solely to the revising authority. In the foregoing cases, the punishment is entirely inadequate to the crimes committed, and the sentence of discharge of Private Charles H. Wood, Co. "A," 10th Infantry, is but an inducement to others to attempt desertion, and thus obtain relief from military service.

The proceedings and findings are in each case approved. In the case of Sergeant William Welch, Co. "B," 10th Infantry, the sentence is disapproved. The prisoner will be released from arrest and returned to duty.

In the case of Private Charles H. Wood, in order that the prisoner may not altogether escape punishment, the sentence is approved, except so much thereof as directs a retention of pay in favor of sutler's claims, and the discharge of the prisoner at the expiration of his term of confinement, which is disapproved. The remainder of his sentence will be carried into execution at the post where his company is or may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.

A handwritten signature in cursive script, appearing to read "George O. Locke".

1st Lieut. 31st U. S. Infantry,
Judge Adv. Dept. of Dakota.



Headquarters, Department of Dakota,

CAMP NEAR FORT BERTHOLD, D. T., July 4, 1867.

GENERAL FIELD ORDERS, }
No. 1. }

Subject to the approval of the Secretary of War, the new posts to be built in this Department, will be called by the following names:

1st. Post on Devil's Lake, Fort Totten, in honor of Brevet Major General Joseph G. Totten, late Chief Engineer U. S. Army.

2d. Post on the Missouri River, near the trading post known as Fort Berthold, Fort Stevenson, in honor of Brig. Gen. Thomas G. Stevenson, late of the U. S. Volunteers, who was killed at the battle of Spottsylvania, on the 12th of May, 1864.

3d. Post on or near the Sun River, Montana Territory, Fort Shaw, in honor of Colonel Robert G. Shaw, of the 54th Mass. Volunteers, who was killed at the assault on Fort Wagner, the 18th of July, 1863.

By Command of Brevet Maj. Gen. A. H. Terry,

JNO. G. TELFORD,

2d Lieut. 31st U. S. Infantry,

Acting Assistant Adjutant General.

OFFICIAL,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,

Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

CAMP NEAR FORT BERTHOLD, D. T., July 4, 1867.

GENERAL FIELD ORDERS, }
No. 2. }

I.—The District of the Upper Missouri is hereby abolished; the files and records of the District Headquarters will be transmitted to the Department Headquarters at St. Paul, Minnesota.

II.—Hereafter the Department will be divided into four Districts, as follows, viz:

1st. The District of Minnesota, to include the posts in the State of Minnesota, and Forts Abercrombie, Wadsworth, and Ransom, in Dakota Territory, Brevet Brigadier General E. B. Alexander, Colonel 10th Infantry, to command.

2d. The District of South Eastern Dakota, to include Forts Dakota, Randall, Sully and Rice, Brevet Major General D. S. Stanley, Colonel 22d Infantry, to command.

3d. The Middle District, to include Forts Stevenson, Totten, and Buford, the Commanding Officer, 31st Infantry, to command.

4th. The District of Sun River, to include Fort Shaw and Camp Cook, Montana Territory, Colonel I. V. D. Reeve, 13th Infantry, to command.

By Command of Brevet Maj. Gen. A. H. Terry.

JNO. G. TELFORD,

2d Lieut. 31st U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.

Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

IN THE FIELD, CAMP NEAR FORT BUFORD, D. T., July 17, 1867.

GENERAL FIELD ORDERS, }
No. 3. }

Commanding officers of posts are authorized to enlist the Indian Scouts assigned them in General Orders No 27, Headquarters, Department of Dakota, dated May 23, 1867, excepting in District of Minnesota.

By Command of Brevet Maj. Gen. A. H. Terry,

JNO. G. TELFORD,

2d Lieut. 31st U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.



G. C. M.

1. Jene Baxter, private, Co. "K," 22nd U. S. Infantry.
 2. John Bingham, private, Co. "I," 22nd U. S. Infantry.
-

Headquarters, Department of Dakota,

CAMP COOK, M. T., July 26th, 1867.

GENERAL FIELD ORDERS, }

No. 4. }

I.—Before a General Court Martial, which convened on board the steamer "Ida Stockdale," pursuant to Special Orders No. 11, dated Headquarters, Department of Dakota, in the Field, on board the steamer "Ida Stockdale," July 25th, 1867, and of which Lieut. Colonel S. B. Holabird, Deputy Quarter Master General, Bvt. Brig. General, U. S. A., is President, were arraigned and tried :

1. Private JENE BAXTER, Company "K," 22nd U. S. Infantry, on the following charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline.

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JENE BAXTER, Company "K," 22nd U. S. Infantry, "*To be confined at hard labor, under charge of the guard, for the period of thirty (30) days.*"

2. Private JOHN BINGHAM, Company "I," 22nd U. S. Infantry, on the following charge:

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private JOHN BINGHAM, Company "I," 22nd U. S. Infantry, "*To be confined at hard labor, under charge of the guard, for the period of thirty (30) days.*"

II.—The proceedings, findings and sentences in the foregoing cases are approved, and will be carried into effect by the Commanding Officer where their respective companies may be serving.

III.—The General Court Martial, of which Bvt. Brig. General S. B. Holabird, Deputy Quarter-Master General, is President, is hereby dissolved.

By Command of Brevet Maj. Gen. A. H. Terry.

JNO. G. TELFORD,

2d Lieut. 31st U. S. Infantry,
Acting Assistant Adjutant General

OFFICIAL.

Edw Smith

Bvt. Lt. Col. Capt. 24th U. S. Infantry.
Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

FORT SHAW, M. T., August 7, 1867.

GENERAL FIELD ORDERS, }
No. 5. }

Paragraph IV of General Field Orders, No. 2, dated 4th July, 1867, is hereby modified to read as follows :

4th. The District of Montana to include all that portion of the Territory of Montana which is within this Department, and lies west of the one hundred and seventh (107th) meridian, Colonel I. V. D. Reeve, 13th U. S. Infantry, to command.

By Command of Brevet Maj. Gen. A. H. Terry.

JNO. G. TELFORD,

2d Lieut. 31st U. S. Infantry,

Acting Assistant Adjutant General.

OFFICIAL.

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.



G. C. M.

1. Martin Kane, Corporal Co. "C.," 31st U. S. Infantry.
-

Headquarters, Department of Dakota,

FORT BUFORD, D. T., August 17th, 1867.

GENERAL FIELD ORDERS, } No. 6. }

I. Before a General Court Martial, which convened at Fort Buford, D. T., in pursuance of Special Field Orders, No. 10, dated Headquarters, Department of Dakota, in the Field, Fort Buford, August 17th, 1867, and of which Capt. W. G. Rankin, 31st U. S. Infantry, Bvt. Lieut. Colonel U. S. A., was President, were arraigned and tried.

1st. Corporal MARTIN KANE, Co. "C.," 31st U. S. Infantry, on the following charges :

CHARGE 1st.—"Conduct to the prejudice of good order and military discipline.

CHARGE 2nd.—"Disrespect to his superior officer."

To which charges the accused pleaded as follows :

To the 1st Charge.—"Not Guilty."

To the 2nd Charge.—"Guilty."

FINDING.

Of 1st Charge.—“Guilty.”
Of 2nd Charge.—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Corporal MARTIN KANE, Co. “C,” 31st U. S. Infantry, “*To forfeit to the United States all pay and allowances that are now due, or may become due, except the just dues of the Laundress and Suttler, to be reduced to the ranks, and placed in solitary confinement for one month, at such place as the General Commanding may designate, and at the expiration of his imprisonment to have his head shaved and be drummed out of the service.*”

II. The foregoing proceedings, findings and sentence are approved, but that portion that prescribed imprisonment and the shaving of the prisoner, is remitted. The remainder of the sentence will be carried into execution.

By Command of Brevet Maj. Gen. A. H. Terry.

JNO. G. TELFORD,

2d Lieut. 31st U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

Headquarters, Department of Dakota.

FORT SNELLING, MINN., February 6 1867.

CIRCULAR

The following circular letter, from the Adjutant General's office, is published for the information of this command:

ADJUTANT GENERAL'S OFFICE, }
WASHINGTON, D. C., Jan. 1, 1867. }

TO THE COMMANDING GENERAL,
DEPARTMENT OF DAKOTA.

General:

The disbandment of our large volunteer force and the return of the war establishment to a peace footing, renders necessary a modification of the present system regulating the distribution of the General Orders of the War Department.

To enable you to understand the mode of distribution to be adopted in this office, on the 1st of January instant, and help you to cause a judicious distribution to be made of the copies forwarded you, the following explanations are offered.

The Staff Departments in Washington have been, and will be, furnished with a sufficient number of copies of each order to enable them to supply the officers comprising the several Staff Corps—Quartermaster General, Commissary General, Paymaster General, Surgeon-General, Chief of Ordnance, and Chief of Engineers.

Four copies will be sent *direct* to the commander of each military post throughout the country.

Four copies will be furnished the commanding officer of each regiment—one for himself personally, one for the *regimental file*, (to be considered regimental property,) and one each for the regimental Adjutant and Quartermaster. One copy will be sent from this office to each regimental Field Officer and Company Commander.

Fifty copies (as is now done) will be sent to the Commanders

hundred and fifty copies to each of the several Department Commanders.

These copies are intended for distribution to District Commanders, separate commands not at military posts, and to serve as a reserve supply, in order that orders, unavoidably lost or destroyed may be duplicated.

Applications from Commanders of posts, regiments, or companies, &c., for copies of missing orders, should first be made to Department Headquarters. If they cannot be filled there, they will of course be referred to this office.

Company Commanders should be instructed that the orders furnished them are for their instruction and guidance as such, and therefore not individual property, and that they will be required, on relinquishing command for any cause, to turn over to their successors the company file of orders, the same as other company property.

In like manner, each established office or headquarters should preserve a file of the War Department orders, which file will be turned over by the officer in charge (whenever relieved) to his successor, in the same manner as other public property.

Very respectfully,

[Signed]

E. D. TOWNSEND,

Assistant Adjutant General.

By Command of Brevet Maj. Gen. A. H. Terry,

Signed E. W. Smith

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.

E. W. Smith

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

FORT SNELLING, MINN., March 23, 1867.

CIRCULAR.

No inspections of unserviceable government property will, in future, be made by the post commanders in this Department, without special instructions from these Headquarters, except in cases of perishable property, on which immediate action is necessary.

In all other cases, inventories in the prescribed form, will be forwarded to these Headquarters, with such additional information regarding the property in the accompanying letter of transmittal, as the post commanders may deem important. On the receipt of such inventories, orders will be issued to provide for the inspection.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Bvt. Lt. Col. Capt. 24th U. S. Infantry,
Acting Assistant Adjutant General.



Department of Dakota
1868

General Order 1 to 64

Field Order 1 to 2

1 + Aug 22.



INDEX

OF

GENERAL ORDERS,

Department of Dakota,

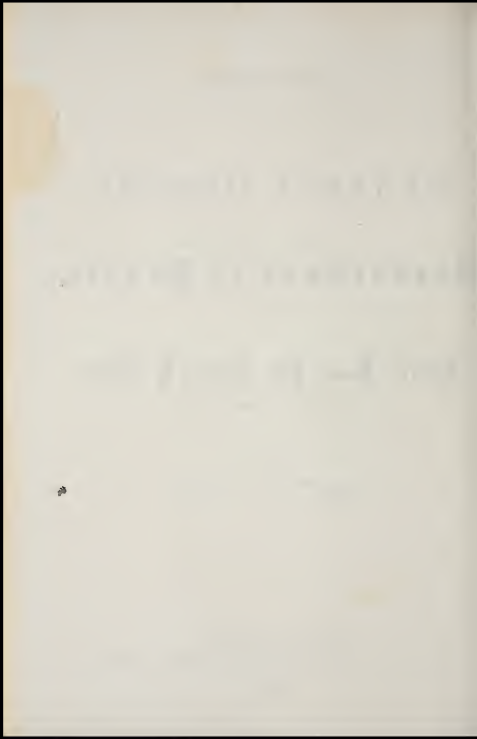
BREVET MAJOR GEN. ALFRED H. TERRY,
UNITED STATES ARMY.

COMMANDING.

ST. PAUL, MINN.,

ASSISTANT ADJUTANT GENERAL'S OFFICE.

1868.



INDEX OF NAMES.

A

NAMES.	RANK.	NO.
Anderson, Calvin A.	Private.	5-29
Allison, Edw. H.	"	....23

B

Bryan, William	Private.	1
Ball, Richard	"	....1
Bell, Samuel	"	....6
Brady, John	"	....7
Baker George W.	Bugler.	9
Beal Eugene W.	Private.	22
Beans James P.	Sergeant.	22
Bischopp William	Private.	29
Brewer George E.	Musician.	29
Belt Robert	Corporal.	41
Baird A.	Bvt. Maj. Gen.	46
Burke John	Private.	47
Bollenger Sam'l D.	"	....50
Baker Charles	"	....63

C

Cavanah Thomas	Private.	13
Carroll William	"	....13
Chapman Wm. H.	"	....22
Crowley John	"	....25
Carper Henry C.	"	....26
Coyle James	"	....28
Clifford Cornelius W.	"	....29
Clay Robert	"	....31
Cahoo George H.	"	....33
Clark Charles	Artificer.	40
Company Cook Stoves		45

NAMES.	RANK.	NO.
Conway James H.	Private.	48
Chilcott Benj.	Corporal.	53
Commissaries of Subsistence Act- ing		56
Cesie Robert	Private.	60
Collins Andrew	Corporal.	61

D

Dugan James	Private.	9
Duncan Lewis G.	Sergeant.	22
District Commanders		45
Davis James	Private.	47
Dilkes Josiah	"	....53
Deegan, Daniel	"	....55
Devore Joseph B.	Sergeant.	59

E

Estell Elinor	Private.	6
---------------	----------	---

F

Fort Sully	Dakota T.	10
Flynn Thomas	Private.	11
Fraser John	"	....16
Foley John G.	"	....22
Fuller Juan L.	Corporal.	22
Fisher John W.	"	....23
Flynn Henry	Private.	25
Fitzgerald, Michael	"	26-63
Fitzgibbon, T. R.	"	....27
Fitzpatrick James	Sergeant.	27
Foster Charles	Private.	32
Furloughs		44
Finn Anthony	Corporal.	52

G

NAMES.	RANK.	NO.
Greene O. D...	Bvt. Brig. Gen...	4
Garnett Michael B...	Private...	6
Gettier John F.....	"	6
Gillispie George.....	"	9
Gates Charles.....	"	22
Grogan James.....	"	27
Gleason Patrick.....	"	28
Gafner William.....	"	30
Grasshoff Detrick...	Wagoner...	32
Gossin Charles E....	Private...	41
Graves Charles H...Bvt. Lt. Col.		46
Gordon William.....	Private...	48
Gardner Samuel.....	"	53

H

Harris Charles W....	Private...	9
Healey, David.....	"	9
Herson William.....	"	11
Harvey Charles.....	"	15
Hickey William.....	"	22
Hafley Bernard....	Corporal...	22
Harris John.....	Artificer...	22
Hamilton J. W....	Private...	22
Honig Frederick....	"	26
Harney John.....	"	28
Herbert Edward....	"	40
Hunter Thomas.....	"	40
Hickey John.....	Corporal...	48
Howard John.....	Private...	52
Hickey Patrick.....	Corporal...	53
Harney John.....	Private...	54
Harrison Ambrose W.	"	57
Haggerty Edward....	"	64

I

Irwin William	Private...	16
Indian Department (Treaty Stipulations).		38
Indian Scouts		49

J

Jackson James.....	Private...	7
Jimmison James....	"	14

K

NAMES.	RANK.	NO.
Kempt Kilian.....	Private...	8
King Charles.....	"	9
Kuriz Albert.....	"	9
Kennett James.....	"	16
Kannady Sam'l A...	"	22
Kessler Adam.....	"	22
Keefe Daniel.....	Corporal...	22
Kerwin John.....	Private...	24
Kennydy W. J.....	"	27
Kienhofer John.....	"	40
Keller William.....	Corporal...	51
Kearn Phillip.....	Private...	59

L

Land George W....	Private...	6
Linscott Charles....	"	6
Lynch Frank	"	16
Lingafetter James ..	Sergeant...	22
Larkin John.....	Private...	22
Leon Joseph	"	25
Lamb William	Sergeant...	27
Lidick Hiram	Private...	27
Lavelle Edward ..	"	34
Leonard Charles H..	2d Lient...	43
Lieber G. Norman...	Bvt. Lt. Col.	46
Long George W....	Private...	55

M

McMullen Charles E.	Corporal.	1-2
Miles Lewis.....	Private...	8
McSweeney Daniel...	"	8-31
McGlone James.....	"	8
McNamara Wm.....	"	8
Masterson John.....	"	16
Military Reservation		19-21
Morris James.....	Private...	22-35
McGuire Martin.....	"	22
McCauley James....	"	24
Marshall Wm. H....	Corporal...	25
McGregor Elias H..	Private...	26
Morrissey Charles...	"	27
Mott William H.....	"	27
Morton Wendell W.	"	27
Moore Michael.....	"	28

NAMES.	RANK.	NO.
McManaman D. T.	1st Sergeant.	32
Mardin Charles B.	Corporal.	32
Melbourne Elmer E.	Private.	33
Miner Chas. W.	Captain.	36
Mannette Anthony.	Private.	48
Morris Frederick.	"	52
Murphy John.	"	53
Murray John	Sergeant.	60
Mealsman Henry.	Private.	60
McKean Dominick.	"	63

N

Nelson Michael.	Corporal.	7
Nelson Emil.	Private.	23

O

O'Connor Patrick.	Private.	9
Oswald James.	Corporal.	12
O'Neil Howard D.	Hospital S.	26
O'Neil James.	Corporal.	28
O'Toole William D.	1st Lieut.	46
Osborne Loid T.	Private.	48
Orahood Marcus D.	"	58

P

Piper Edward.	Private.	1
Paymaster's Transportation of.	2-20	
Pedder Eldridge.	Private.	3
Peak Oscar B.	"	3
Post Commanders		45-18
Potter Samuel	Sergeant.	22
Palmer Israel N.	Private	40
Platt John H.	Captain.	43
Palmer James P.	Private.	48

Q

Quill Timothy.	Private.	8
----------------	----------	---

R

Randall Charles	Private.	11
Robinson A. G.	Bvt Major.	20
Robinson John W.	Private.	22

NAMES	RANK.	NO.
Robson William	"	25
Ryan James	"	27
Ryan John	"	31
Robinson John	Corporal.	39
Riddell James A.	Private.	40
Rafferty John C.	"	51

S

Stoepel August.	Corporal.	1
Smith E. W.	Bvt. Lt. Col.	4
Stetson B. F.	Corporal.	6
Sweeney John	Private.	8
Sigmund Edward.	"	9
Summer Thomas	"	12
Stone James K. P.	"	13
Springfield Muskets.		17
Stout John.	Private.	22
Sharkey Patrick.	"	23
Sievers Louis.	"	25
Simmons Thomas.	"	26
Smith Patrick.	"	26
Sword James	"	27
Smith James.	"	28
Shields Patrick.	"	42
Simpson Henry	"	47
Scully Patrick.	Sergeant.	52
Strickler David T.	Private.	52
Smith John.	"	53
Stevenson George	"	54
Scott Frank W.	"	64
Singliss Wm H.	"	64

T

Taylor Zachariah.	Bugler.	6
Thale Henry.	Private.	8
Thompson Peter.	"	26
Tyler Henry.	"	27
Thompson Thomas.	Musician.	28
Twining W. J.	Bvt Major.	37
Tobler George	Artificer.	40
Tindall Thos. F.	Private.	48

V

Vice Aaron A.	Private.	5
Voker Herman.	"	8

NAMES.	RANK.	NO.
Vernon Thomas.....	"	....22
Van Horn George W.	"	....61

W

White Richard.....	Private....	5
Wilson James.....	"	....5
Winskey John .....	"	....6
Wingert Isaac O.....	Sergeant. .	7
Winkler George.....	Private....	8
Weleh Charles .....	"	....11

NAMES.	RANK.	NO.
Wareheim Andrew..	"	....11
Welhouse Henry....	"	....13
Ward W. F.....	"	....22
Wilson George E. T.	"	....22
Wilson Frank.....	Corporal...	22
Williams John.....	Private....	23
Williams Rich'd.....	"	....26
Weiler Marcus.....	Sergeant ..	26
Weisenbach Gustave.	Private	42
Wall Michael .....	"	....48
Wilson Charles. ....	"	....53
Wilson John.....	"	....62



Assistant Adjutant General.



G. C. M.

1. Private William Bryan, Co. "K," 10th U. S. Infantry.
 2. " Richard Ball, " " " "
 3. " Edward Piper, " " " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., January, 14th, 1868.

GENERAL ORDERS, } No. 1.

PAR. I. Before a General Court Martial, which convened at Fort Wadsworth, D. T., pursuant to Special Orders No. 78, dated Headquarters Department of Dakota, Saint Paul, Minn., June 24th, 1867, and of which Maj. S. B. Hayman, Bvt. Col. U. S. A., is President, were arraigned and tried.

1st. Private WILLIAM BRYAN, Company "K", 10th U. S. Infantry, on the following charges:

CHARGE 1st.—"Desertion."

CHARGE 2d.—"Larceny."

FINDING—Of charge 1st—"Guilty."

FINDING—Of charge 2d—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private WILLIAM BRYAN, Company "K," 10th U. S. Infantry, "*To forfeit all pay and allowances that are now or may become due him, except the just dues of*

the laundress and sutler, to be dishonorably discharged the service of the United States, and to be confined at hard labor for three (3) years in State Prison, at such place as may be designated by proper authority.

2d. Private RICHARD BALL, Co. "K," 10th U. S. Infantry, on the following charges :

CHARGE 1st.—"Desertion."

CHARGE 2d.—"Larceny."

FINDINGS—Of the 1st charge—"Guilty."

FINDINGS—Of the 2d charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private RICHARD BALL, Company "K," 10th U. S. Infantry, *"To forfeit all pay and allowances that are now or may become due him, except the just dues of the laundress and sutler, to be dishonorably discharged the service of the United States, and to be confined at hard labor for (3) three years in State Prison, at such place as may be designated by proper authority."*

¶ 3. Private EDWARD PIPER, Company "K," 19th U. S. Infantry, on the following charges :

CHARGE 1st.—Desertion.

CHARGE 2nd.—Larceny.

FINDING—Of 1st Charge—"Guilty."

FINDING—Of 2nd Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private EDWARD PIPER, Company "K," 19th U. S. Infantry, *"To forfeit all pay and allowances that are now, or may become due him, except the just dues of the laundress and sutler, to be dishonorably discharged the service of the United States, and to be confined at hard labor for a period of (3) three years, in State Prison, at such place as may be designated by proper authority."*

PAR. II.—The proceedings and findings of the General Court Martial in the foregoing cases of Privates William Bryan, Richard

Ball, and Edward Piper, of Company "K," 10th U. S. Infantry, are approved. So much of the sentence as directs an exception of forfeiture of pay and allowances in favor of the sutler, is disapproved. The remainder of the sentence is in each case approved. The sentence in each case is mitigated to (2) two years confinement at hard labor in the Minnesota State Prison, at Stillwater, Minnesota.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lt. Col. Capt. 24th U. S. Infantry.

Acting Assistant Adjutant General.

OFFICIAL.



1st Lieut. 31st U. S. Infantry,
Judge Adv. Dept. of Dakota.



Headquarters, Department of Dakota,

SAINT PAUL, Minn., Jan. 24th, 1868.

GENERAL ORDERS, } No. 2. }

Pursuant to the instructions contained in General Orders No. 5, Headquarters of the Army, Adjutant General's Office, dated January 15th, 1868, a spring wagon will be retained at each of the following named posts in this Department west of the Mississippi, for, the transportation of Paymasters, under General Orders No. 278, dated War Department, Adjutant General's Office, August 8th, 1863.

Should the provisions of General Orders No. 88, dated War Department, Adjutant General's Office, September 21st, 1867, have been so far carried out that the spring wagons at any of these posts have been sold, the Post Quartermaster will make requisition on the Chief Quartermaster of this Department for a new one.

Fort Abercrombie, D. T.

" Stevenson,	"
" Dakota,	"
" Randall,	"
" Shaw, M. T.	

By Command of Brevet Maj. Gen. A. H. Terry,

CHAS. H. GRAVES,

Bvt. Lieut. Col., Capt. 34th U. S. Infantry,

Acting Assistant Adjutant General.

OFFICIAL.

Bvt. Lieut. Col. Capt. 34th U. S. Infantry,
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, Minn., January 25th, 1868.

GENERAL ORDERS, {
No. 3.

I. On the recommendation of his Company and Post Commanders, so much of the sentence of Private ELDRIDGE PEDDER, Company "D," 10th U. S. Infantry, promulgated in General Orders No. 58, from these Headquarters, dated December 6th, 1867, as imposes the wearing of a ball and chain, is hereby remitted.

II. On the recommendation of his Company and Post Commanders, the sentence of Private OSCAR B. PEAK, Company "D," 10th U. S. Infantry, promulgated in General Orders, No. 58, from these Headquarters, dated December 6th, 1867, is hereby further mitigated to read as follows:

"To forfeit to the United States all pay due him on the 9th of Sept., 1867, and twelve (12) dollars per month, for the period of eight (8) calendar months, from his monthly pay, and to be confined at hard labor, under charge of the guard, for the period of six months."

By Command of Brevet Maj. Gen. A. H. Terry,

CHAS. H. GRAVES,

Brevet Lieut. Col., Capt. 34th Infantry,
Acting Assistant Adjutant General.

OFFICIAL.



Brevet Lieut. Col., Capt. 34th Infantry,
Acting Assistant Adjutant General.



Headquarters Department of Dakota,

SAINT PAUL, Minn., January 31st. 1868.

GENERAL ORDERS, {
No. 4. }

1. Brevet Lieutenant Colonel E. W. Smith, Captain 24th Infantry, is hereby relieved from duty as the Acting Assistant Adjutant General of this Department, with the hearty thanks of the Brevet Major General Commanding, for the eminently able, judicious and efficient manner in which he has discharged his duties as such.

He will resume his duties as Aide de Camp.

2. Bvt Brig. General O. D. Greene, Assistant Adjutant General U. S. Army, having reported at these Headquarters in obedience to orders from Headquarters of the Army, is hereby assigned to duty as Assistant Adjutant General of this Department.

ALFRED H. TERRY,

Brevet Major General, U. S. A., Commanding

OFFICIAL.

.....
Assistant Adjutant General

THE HISTORY OF THE CITY OF BOSTON

BY
JOSEPH NEALE

IN TWO VOLUMES.
VOL. I.
FROM THE FOUNDATION OF THE CITY
TO THE PRESENT TIME.

LONDON:
PRINTED BY J. JOHNSON, ST. PAUL'S CHURCH-YARD.
1800.

THE HISTORY OF THE
CITY OF BOSTON

BY
JOSEPH NEALE

G. C. M.

- | | |
|---------------------------|------------------------------|
| 1. Private Richard White, | Co "B," 10th U. S. Infantry. |
| 2. " Aaron A. Vice, | Co. "C," 31st " " |
| 3. " Calvin A. Anderson, | Co "B," 10th " " |
| 4. " James Wilson, | Co, "G," 10th " " |
-

Headquarters Department of Dakota,

SAINT PAUL, MINN., February 1st, 1868.

GENERAL ORDERS. }

No. 5. }

PAR. I. Before the General Courts Martial which convened at Fort Snelling, Minn., pursuant to Special Orders No.'s 128, and 2, dated Headquarters Department of Dakota, St. Paul, Minn., Oct. 31st, 1867, and Jan. 8th, 1868, and of which Col. E. B. Alexander, 10th U. S. Infantry, Bvt. Brig. Gen. U. S. A., is President, were arraigned and tried—

1st. Private Richard White, Co. "B," 10th U. S. Infantry, on the following charge :

Charge—"Sleeping on post."

Finding—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Richard White, Co. "B," 10th Infantry, *"To be confined at hard labor, under charge of the guard for the period of six (6) months, and to forfeit to the United*

States all pay and allowances that may become due him during this time, except the just dues of the laundress, and at the expiration of this time, to be dishonorably discharged the service of the United States."

2nd. Private Aaron A. Vice, Co. "C," 31st U. S. Infantry, on the following charge:

Charge—"Desertion."

Finding—Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Aaron A. Vice, Co. "C," 31st U. S. Infantry, *"To be confined at hard labor under charge of the guard, for a period of six (6) months, to forfeit to the United States twelve dollars (\$12) per month of his monthly pay, for this time, and to make good the time lost by desertion."*

3rd. Private Calvin A. Anderson, Co. "B," 10th U. S. Infantry, on the following charges:

Charge 1st—Conduct prejudicial to good order and military discipline.

Charge 2nd—Violation of the 46th Article of War.

Finding—Of 1st and 2nd charges—"Not Guilty."

And the Court does therefore acquit him.

4th. Private James Wilson, Co. "G," 10th U. S. Infantry, on the following charges:

Charge 1st—Disobedience of Orders, in violation of the 9th Article of War.

Charge 2nd—Absence without leave.

Finding—Of the 1st and 2nd charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private James Wilson, of Co. "G," 10th U. S. Infantry, *"To forfeit to the United States, fourteen dollars (\$14) per month, of his monthly pay, for two (2) months, and to be confined at hard labor under charge of the guard for a period of two (2) calendar months."*

PAR. II. The proceedings, findings and sentence of the General Court Martial, in the foregoing cases of Private Richard White, Company "B." Private James Wilson, Company "G," 10th U. S. Infantry, and Private Aaron A. Vice, Company "C," 31st U. S. Infantry, are approved and the sentence will be carried into execution at the post where the Companies of the prisoners are, or may be serving.

In the case of Private Calvin A. Anderson, Company "B," 10th U. S. Infantry, the proceedings and findings are approved. The prisoner will be released from arrest and return to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

1st Lieut. 31st U. S. Infantry,
Judge Adv. Dept. of Dakota.



G. C. M.

1. Private Zachariah Taylor, Bugler, Co. "B," 31st U. S. Infantry.
 2. " Michael B. Garnett, Co. "B," 31st U. S. Infantry.
 3. Corp'l B. F. Stetson, Co. "B," " "
 4. Private Elmer Estell, Co. "B," " "
 5. " John F. Gettler, Co. "F," " "
 6. " Samuel Bell, Co. "F," " "
 7. " John Winskey, Co. "F," " "
 8. " George W. Land, Co. "B," " "
 9. " Charles Linscott, Co. "E," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., February 1st, 1868.

GENERAL ORDERS, }
No. 6. }

PAR. I. Before a General Court Martial, which convened at Fort Buford, D. T., pursuant to Special Field Orders No. 10, dated Headquarters Department of Dakota, in the field, Fort Buford, D.T., July 17th, 1867, and of which Captain W. G. Rankin, 31st Infantry, Bvt. Lt. Col. U. S. A., is President, were arraigned and tried:

1st. Private Zachariah Taylor, Bugler, Co. "B," 31st U. S. Infantry, on the following charge:

CHARGE—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do sentence Private Zachariah Taylor, Bugler, Company "B," 31st Int., *"To forfeit to the U. S. all pay due or that may become due, except the just dues of the laundress and sutler ; to be confined in charge of the guard for the period of one (1) year, with a ball and chain weighing fifteen (15) lbs. attached to his left leg ; at the expiration of which time he shall be dishonorably discharged the service of the United States."*

2d. Private Michael B. Garnett, Bugler, Co. "B," 31st U. S. Infantry, on the following charge :

CHARGE—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do sentence the said Private Michael B. Garnett, Bugler, Co. "B," 31st Infantry, *"To forfeit to the U. S. his monthly pay for twelve (12) months, and to be confined in charge of the guard at the post where his company may be serving, for the same period, with a ball and chain weighing fifteen (15) lbs. attached to his left leg."*

3d. Corporal B. F. Stetson, Co. "B," 31st Infantry, on the following charge :

CHARGE—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do sentence the said Corporal B. F. Stetson, Co. "B," 31st Infantry, *"To be reduced to the ranks, and to forfeit to the U. S. his monthly pay for twelve (12) months, and to be confined at hard labor in charge of the guard, for the same period."*

4th. Private Elmer Estell, Co. "B," 31st U. S. Infantry, on the following charge :

CHARGE—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do sentence the said Elmer Estell, Private Co. "B," 31st Infantry, "*To forfeit to the U. S. his monthly pay for twelve (12) months, and to be confined at hard labor in charge of the guard for the same period.*"

5th. Private John F. Gettier, Co. "F," 31st U. S. Infantry, on the following charge :

CHARGE—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do sentence the said John. F. Gettier, Co. "F," 31st Infantry, "*To forfeit to the U. S. his monthly pay for twelve (12) months, and to be confined at hard labor in charge of the guard for the same period.*"

6th. Private Samuel Bell, Co. "F," 31st U. S. Infantry, on the following charge :

CHARGE—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do sentence the said Samuel Bell, Private Company "F," 31st U. S. Infantry, "*To forfeit to the United States his monthly pay for (12) months, and to be confined at hard labor in charge of the guard for the same period, with a ball and chain weighing fifteen (15) pounds attached to his left leg.*"

7th. Private JOHN WINSKEY, Company "F," 31st U. S. Infantry, on the following charge :

CHARGE—"Sleeping on Post."

Finding—Of the Charge—"Guilty."

SENTENCE.

And the Court do sentence the said Private John Winskey,

Company "F," 31st U. S. Infantry, *"To forfeit to the United States all pay and allowances due or that may become due, except the just dues of the Laundress and Sutler, and be confined at hard labor for six (6) months, after which he shall be dishonorably discharged the service of the United States."*

8th. Private George W. Land, Company "B," 31st U. S. Infantry, on the following charge:

CHARGE—"Neglect of duty."

Finding—Of the charge—"Guilty."

SENTENCE.

And the Court do sentence the said Private George W. Land, Company "B," 31st U. S. Infantry, *"To forfeit to the United States ten dollars (\$10) of his monthly pay for ten (10) months, and be confined at hard labor in charge of the guard for the same period, wearing a ball and chain attached to his left leg, weighing fifteen (15) pounds."*

9th. Private Charles Linscott, Company "E," 31st U. S. Infantry, on the following charge:

CHARGE—"Neglect of duty."

Finding—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, the said Private Charles Linscott, Company "E," 31st U. S. Infantry, *"To forfeit to the United States ten dollars (\$10) of his monthly pay for one (1) month, and be confined at hard labor in charge of the guard, for sixty (60) days."*

PAR. II. The proceedings, findings and sentence of the General Court Martial in the foregoing cases of Corporal B. F. Stetson, Company "B," Private John F. Gettier, Company "F," and Private Charles Linscott, Company "E," 31st U. S. Infantry, are in each case approved, and the sentence will be carried into execution at the post where the prisoners' companies are or may be serving.

2d. In the cases of Privates Michael B. Garnett and Elmer Estell, Company "B," 31st U. S. Infantry, the proceedings, findings and sentence are approved. Upon recommendation of members of the Court, the period of confinement and forfeiture of pay is mitigated to the term of six calendar months. So much of the sentence as prescribes the wearing of a ball and chain by Private Michael Garnett, during the period of his confinement, is remitted. The sentence as thus modified, will be in each case duly carried into execution at the post where the prisoners' companies are or may be serving.

3d. In the cases of Bugler Zachariah Taylor, Company "B," and Private John Winskey, Company "F," 31st U. S. Infantry, the proceedings and findings are approved. So much of the sentence as directs the retention of pay in favor of Sutler's claims, is disapproved. The remainder of the sentence is approved, and will be in each case duly carried into execution at the post where the prisoners' companies are or may be serving.

4th. In the case of Private Samuel Bell, Company "F," 31st U. S. Infantry, the proceedings, findings and sentence are approved. So much of the sentence as directs that the prisoner shall, during his confinement, wear a ball and chain attached to his left leg, is remitted. The remainder of the sentence will be carried into execution at the post where the company of the prisoner is or may be serving.

5th. In the case of Private George W. Land, Company "B," 31st U. S. Infantry, the proceedings, findings, and sentence are approved. So much of the sentence as directs that the prisoner shall wear during the period of his confinement, a ball and chain attached to his left leg, is remitted. The period for which he is sentenced to be confined, and forfeit ten (10) dollars per month of his monthly pay, is mitigated to six (6) calendar months. The sentence as thus modi-

fied, will be duly carried into execution at the post where the prisoner's company is or may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

1st. Lieut. 31st U. S. Infantry, —
Judge Advocate Dep't of Dakota.



fied, will be duly carried into execution at the post where the prisoner's company is or may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL,

1st. Lieut. 31st U. S. Infantry, —

Judge Advocate Dep't of Dakota.





G. C. M.

- | | |
|-------------------------------|-------------------------------|
| 1. Private John Brady, | Co. "I," 10th U. S. Infantry. |
| 2. Corporal Michael Nelson, | Co. "D," " " |
| 3. Private James Jackson, | Co. "I," " " |
| 4. Sergeant Isaac O. Wingert, | Co. "H." " " |
-

Headquarters, Department of Dakota,

SAINT PAUL, Minn., February 1st, 1868.

GENERAL ORDERS, } No. 7.

PAR. I.—Before a General Court Martial, which convened at Fort Abererombie, D. T., pursuant to Special Orders No. 111, dated Headquarters Department of Dakota, St. Paul, Minn., Oct. 4th, 1867, and of which Lieut Colonel William H. Sidell, Bvt. Brig. General, U. S. A., is President, was arraigned and tried:

1st. Private John Brady, Co. "I," 10th U. S. Infantry, on the following charges:

CHARGE 1st—"Neglect of duty, to the prejudice of good order and military discipline."

CHARGE 2d—"Cruelty to poultry and animals, to the prejudice of good order and military discipline."

FINDING—Of the 1st Charge—"Guilty."

FINDING—Of the 2d Charge—"Not Guilty."

SENTENCE.

And the Court does therefore sentence him, the said John Brady, Private Co. "I," 10th Regiment, U. S. Infantry, "*To forfeit to the United States fourteen dollars (\$14) of his monthly pay for one (1) month, and to be confined at hard labor for the period of thirty (30) days, under charge of the police guard at the post where his company may be serving.*"

2d. Michael Nelson, Corporal Co. "D," 10th U. S. Infantry, on the following charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

FINDING.—Of the Charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, the said Corporal Michael Nelson, Co. "D," 10th U. S. Infantry, "*To be reduced to the ranks ; to forfeit to the United States fourteen dollars (\$14) per month of his monthly pay for six (6) months, and to be confined at hard labor in charge of the police guard at the post where his company may be stationed, with a weight of twelve (12) pounds attached to his leg by a chain three (3) feet long, for the same period.*"

3d. Private James Jackson, Co. "I," 10th U. S. Infantry, on the following charge :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

Finding—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, the said James Jackson,

Private Co. "I," 10th U. S. Infantry, "*To be confined at hard labor under charge of the police guard at the post where his company may be serving, with a weight of twelve (12) pounds attached to his left leg by a chain three (3) feet long, for a period of six (6) calendar months, and to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for the same period.*"

4th. Sergeant Isaac O. Wingert, Company "H," 10th U. S. Infantry, on the following charge:

CHARGE.—"Perjury,"—To the prejudice of good order and military discipline.

Finding—Of the charge—"Not Guilty."

And the Court does therefore acquit him, the said Sergeant Isaac O. Wingert, Company "H," 10th U. S. Infantry.

PAR. II.—The proceedings and findings of the General Court Martial in the foregoing case of Private James Brady, Company "I," 10th U. S. Infantry, are approved. The Court having found the accused only guilty of the second specification to the first charge, which alleges the failure to transport and deliver the articles on the caisson which was abandoned, and as it is shown in the evidence that the said caisson was abandoned by good and sufficient cause, and that the other teams of the party were not able to draw the additional load from the abandoned caisson, the sentence is disapproved. Private James Brady, Company "I," 10th U. S. Infantry, will be released from arrest and returned to duty.

In the foregoing cases of Corporal Michael Nelson, Company "D," and Private James Jackson, Company "I," 10th U. S. Infantry, the proceedings, findings and sentence are approved. So much of the sentence as directs the wearing of a weight attached to their left leg, is in each case remitted. The remainder of the sentence will be, in each case, carried into execution at the post where the prisoners' companies are or may be serving.

In the case of Sergeant Isaac O. Wingert, Company "H," 10th U. S.

Infantry, the proceedings and findings are approved. The prisoner will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

A handwritten signature in cursive script, appearing to read "M. D. Foster".

1st. Lieut. 31st U. S. Infantry,

Judge Advocate Dep't of Dakota

G. C. M.

- | | | |
|-----|----------------------|-------------------------------|
| 1. | Private Lewis Miles, | Co. "K," 13th U. S. Infantry. |
| 2. | " Daniel McSweeney, | Co. "K," 13th U. S. Infantry. |
| 3. | " James McGlone, | Co. "A," " " |
| 4. | " William McNamara, | Co. "I," " " |
| 5. | " Herman Voker, | Co. "A," " " |
| 6. | " Kilian Kempt, | Co. "I," " " |
| 7. | " John Sweeney, | Co. "K," " " |
| 8. | " George Winkler, | Co. "I," " " |
| 9. | " Timothy Quill, | Co. "I," " " |
| 10. | " Henry Thale, | Co. "C," " " |
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., February 4th, 1865

GENERAL ORDERS, } No. 8.

PAR. I.—Before a General Court Martial, which convened at Fort Shaw, M. T., pursuant to Special Orders No. 138, dated Headquarters, Department of Dakota, St. Paul, Minn., Nov. 22d, 1867,

and of which Major William Clinton, 13th U. S. Infantry, is President, were arraigned and tried :

1st Private Lewis Miles, Co. "K," 13th U. S. Infantry, on the following charge :

CHARGE.—"Neglect of Duty."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Lewis Miles, Co. "K," 13th Infantry, "*To refund to the United States Government the amount incurred by the prisoner's apprehension ; to forfeit to the U. S. Government five dollars (\$5) per month of his monthly pay for three (3) months, and to be confined at hard labor under charge of the guard, for the same period.*"

2d. Private Daniel McSweeney, Co. "K," 13th U. S. Infantry, on the following charges :

CHARGE 1st.—"Leaving his post before being regularly relieved."

CHARGE 2d.—"Neglect of duty, to the prejudice of good order and military discipline."

FINDING.—Of the 1st and 2d charges—"Not Guilty."

And the Court do therefore acquit him, Private Daniel McSweeney, Co. "K," 13th Infantry.

3d. Private James McGlone, Co. "A," 13th U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private James McGlone, Co. "A," 13th Infantry, "*To forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress ; to be indelibly marked, immediately upon the promulgation of the sentence, with the letter, "D," two and a half (2½) inches in*

length, on his left hip : to be confined at hard labor for the remainder of his enlistment at such place as the Commanding General may direct, wearing a ball weighing twenty four (24) pounds, attached to his left leg by a suitable chain, and then to be dishonorably discharged the service of the United States.

4th Private William McNamara, Company "I," 13th U. S. Infantry, on the following charge:

CHARGE—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private William McNamara, Company "I," 13th U. S. Infantry, *"To make good the time lost by desertion, to forfeit to the United States fifteen dollars (\$15) per month of his monthly pay for twelve (12) months, and to be confined at hard labor in charge of the guard, for the same period, wearing a ball weighing twenty four (24) pounds, attached to his left leg by a suitable chain."*

5th. Private Herman Voker, Company "A," 13th U. S. Infantry, on the following charges:

CHARGE 1st—"Aiding and abetting desertion."

CHARGE 2nd—"Conduct to the prejudice of good order and military discipline."

FINDING—Of 1st and 2nd charges—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Herman Voker, Co. "A," 13th U. S. Infantry, *"To be confined at hard labor, in charge of the guard, for a period of twelve (12) months."*

6th. Private Kilian Kempt Company "I," 13th U. S. Infantry, on the following charge:

CHARGE—"Neglect of duty."

FINDING—Of the charge—"Not Guilty."

and of which Major William Clinton, 13th U. S. Infantry, is President, were arraigned and tried :

1st Private Lewis Miles, Co. "K," 13th U. S. Infantry, on the following charge :

CHARGE.—"Neglect of Duty."

FINDING.—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Lewis Miles, Co. "K," 13th Infantry, "*To refund to the United States Government the amount incurred by the prisoner's apprehension ; to forfeit to the U. S. Government five dollars (\$5) per month of his monthly pay for three (3) months, and to be confined at hard labor under charge of the guard, for the same period.*"

2d. Private Daniel McSweeney, Co. "K," 13th U. S. Infantry, on the following charges :

CHARGE 1st.—"Leaving his post before being regularly relieved."

CHARGE 2d.—"Neglect of duty, to the prejudice of good order and military discipline."

FINDING.—Of the 1st and 2d charges—"Not Guilty."

And the Court do therefore acquit him, Private Daniel McSweeney, Co. "K," 13th Infantry.

3d. Private James McGlone, Co. "A," 13th U. S. Infantry, on the following charge :

CHARGE.—"Desertion."

FINDING.—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private James McGlone, Co. "A," 13th Infantry, "*To forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress ; to be indelibly marked, immediately upon the promulgation of the sentence, with the letter, "D," two and a half (2½) inches in*

length, on his left hip ; to be confined at hard labor for the remainder of his enlistment at such place as the Commanding General may direct, wearing a ball weighing twenty four (24) pounds, attached to his left leg by a suitable chain, and then to be dishonorably discharged the service of the United States.

4th Private William McNamara, Company "I," 13th U. S. Infantry, on the following charge:

CHARGE—"Desertion."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private William McNamara, Company "I," 13th U. S. Infantry, "*To make good the time lost by desertion, to forfeit to the United States fifteen dollars (\$15) per month of his monthly pay for twelve (12) months, and to be confined at hard labor in charge of the guard, for the same period, wearing a ball weighing twenty four (24) pounds, attached to his left leg by a suitable chain.*"

5th. Private Herman Voker, Company "A," 13th U. S. Infantry, on the following charges:

CHARGE 1st—"Aiding and abetting desertion."

CHARGE 2nd—"Conduct to the prejudice of good order and military discipline."

FINDING—Of 1st and 2nd charges—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Herman Voker, Co. "A," 13th U. S. Infantry, "*To be confined at hard labor in charge of the guard, for a period of twelve (12) months.*"

6th. Private Kilian Kempt, Company "I," 13th U. S. Infantry, on the following charge:

CHARGE—"Neglect of duty."

FINDING—Of the charge—"Not Guilty."

And the Court do therefore acquit him, Private Kilian Kempt, Company "I," 13th U. S. Infantry.

7th Private John Sweeney, Company "K," 13th U. S. Infantry, on the following charge :

CHARGE—"Conduct to the prejudice of good order and military discipline."

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private John Sweeney, Company, "K," 13th U. S. Infantry, *"To be confined at hard labor in charge of the guard, for a period of three (3) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay, for the same period."*

8th. Private George Winkler, Company "I," 13th U. S. Infantry, on the following charge :

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private George Winkler, Company "I," 13th U. S. Infantry, *"To forfeit to the United States ten dollars (\$10) per month of his monthly pay for (5) months, and to be confined at hard labor in charge of the guard, for the same period."*

9th Private Timothy Quill, Company "I," 13th U. S. Infantry, on the following charge :

CHARGE—"Conduct prejudicial to good order and military discipline."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Timothy Quill, Company "I," 13th Infantry, *"To forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor under charge of the guard for the same period."*

10th. Private Henry Thale, Company "C," 13th U. S. Infantry, on the following charge :

CHARGE—"Conduct to the prejudice of good order and military discipline."

FINDING—Of the Charge—"Not Guilty."

And the Court does therefore acquit him, Private Henry Thale, Company "C," 13th U. S. Infantry.

PAR II.—The proceedings, findings and sentence of the General Court Martial, in the foregoing cases of Private Lewis Miles and Private John Sweeney, of Company "K," Privates William McNamara, George Winkler and Timothy Quill, of Company "I," 13th U. S. Infantry, are approved, and the sentence will be carried into execution at the post where the companies of the prisoners are or may be serving.

In the cases of Privates Daniel McSweeney, Company "K," Kilian Kempt, Company "I," and Henry Thale, Company "C," 13th U. S. Infantry, the proceedings and findings are approved. The prisoners will be released from arrest and returned to duty.

In the case of Private James McGlone, Company "A," 13th U. S. Infantry, the proceedings and findings are approved. So much of the sentence as prescribes the marking of the prisoner with the letter "D" on the left hip, is disapproved. The remainder of the sentence is approved, and will be carried into execution at the post where the prisoner's company is or may be serving.

The proceedings, findings and sentence in the foregoing case of Private Herman Voker, Company "A," 13th U. S. Infantry, are approved, but, upon a recommendation of a majority of the members

of the Court, the sentence is remitted. The prisoner will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

1st Lieut 31st U. S. Infantry,

Judge Adv. Dept. of Dakota





G. C. M.

1. Private Charles King,	Co. "E," 13th U. S. Infantry.
2. " Charles W. Harris,	" "B," " "
3. " James Dugan,	" "B," " "
4. " George Gillispie,	" "H," " "
5. " Edward Sigmund,	" "B," " "
6. " Patrick O'Connor,	" "H," " "
7. " Albert Kurtz,	" "B," " "
8. " David Healy,	" "E," " "
9. Bugler George W. Baker,	" "B," " "

Headquarters Department of Dakota,

SAINT PAUL, Minn., February 5th, 1868.

GENERAL ORDERS. } No. 9. }

PAR. I.—Before a General Court Martial, which convened at Camp Cooke, M. T., pursuant to Special Orders No. 108, dated Headquarters Department of Dakota, St. Paul, Minn., Sept. 30th, 1867, and of which Lieut. Col. Geo. L. Andrews, Bvt. Col. U. S. A., is President, were arraigned and tried :

1st. Private Charles King, Co. "E," 13th U. S. Infantry, on the following charges :

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

CHARGE 2nd—"Desertion."

FINDING—Of the 1st and 2nd charges—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Charles King, Co. "E," 13th U. S. Infantry, "*To make good the time lost by desertion, to forfeit to the United States all pay, allowances and bounties that are now, or may become due him, except the just dues of the laundress and sutler, to be confined at hard labor during the balance of his enlistment, wearing a ball weighing twenty-four (24) pounds attached to his left leg by a suitable chain, fourteen (14) days out of every month during confinement, to be placed in solitary confinement and fed on bread and water diet, and at the expiration of his term of enlistment to have his head shaved, to be indelibly marked on the left hip with the letter "D," one and one half ($1\frac{1}{2}$) inches long; to be dishonorably discharged, and then drummed out of the service of the United States.*"

2d. Private Charles W. Harris, Co. "B," 13th U. S. Infantry, on the following charge:

CHARGE—"Conduct prejudicial to good order and military discipline."

FINDING—Of the Charge—"Not Guilty."

And the Court do therefore acquit him, Private Charles W. Harris, Company "B," 13th U. S. Infantry.

3rd. Private James Dugan, Company "B," 13th U. S. Infantry, on the following charge:

CHARGE—"Conduct prejudicial to good order and military discipline."

FINDING—Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private James Dugan, Company "B," 13th U. S. Infantry, "*To be confined at hard labor for a period of six (6) months, with a ball weighing twenty-four (24) pounds attached to one of his legs with a suitable chain; to forfeit to the United States the sum of ten dollars (\$10) of his monthly pay for the same period.*"

4th. Private George Gillispie, Company "II," 13th U. S. Infantry, on the following charges :

CHARGE 1st—"Leaving his guard without permission."

CHARGE 2nd—"Drunkenness on duty."

CHARGE 3rd—"Conduct to the prejudice of good order and military discipline."

FINDING—Of the 1st and 2nd charges—"Guilty."

FINDING—Of the 3rd charge—"Not Guilty."

SENTENCE.

And the Court do therefore sentence him, Private George Gillispie, Company "II," 13th U. S. Infantry, *"To be confined at hard labor under charge of the guard, for a period of six (6) months, wearing a weight weighing twenty-four (24) pounds, attached to one of his legs by a suitable chain, and to forfeit to the United States the sum of ten dollars (\$10) per month of his monthly pay for the same period."*

5th. Private Edward Sigmund, Company "B," 13th U. S. Infantry, on the following charge :

CHARGE—"Conduct to the prejudice of good order and military discipline "

FINDING—Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Edward Sigmund, Company "B," 13th U. S. Infantry, *"To forfeit to the United States all pay and allowance now due him or that may become due him; to be indelibly marked with the letter "T." one and a half (1½) inches long on the right hip; to be drummed out of the service, with large placards suspended to his breast and back, with the word "Thief" placed in large letters on them, and then to be confined at hard labor for the term of two (2) years, in such penitentiary as the Commanding General may direct."*

6th. Private Patrick O'Connor, Company "H," 13th U. S. Infantry, on the following charges :

CHARGE 1st.—“Conduct to the prejudice of good order and military discipline.”

CHARGE 2d.—“Disrespect to his superior officer”

FINDING—Of the 1st and 2d Charges—“Not Guilty.”

And the Court do therefore acquit him, the said Private Patrick O'Connor, Company “H,” 13th U. S. Infantry.

7th. Private Albert Kurtz, Company “B,” 13th U. S. Infantry, on the following charge :

CHARGE—“Violation of the 46th Article of War.”

FINDING.—Of the Charge—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private Albert Kurtz, Company “B,” 13th U. S. Infantry, *“To be confined at hard labor under charge of the guard, for a period of twelve (12) months, wearing a weight weighing twenty-four (24) pounds, attached to one of his legs by a suitable chain, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.”*

8th. Private David Healy, Company “E,” 13th U. S. Infantry, on the following charges :

CHARGE 1st.—“Violation of the 46th Article of War.”

CHARGE 2d.—“Conduct to the prejudice of good order and military discipline.”

FINDING—Of the 1st and 2d Charges—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private David Healy, Company “E,” 13th U. S. Infantry, *“To be confined at hard labor under charge of the guard, for a period of six (6) months.”*

9th. George W. Baker, Bugler, Company “B,” 13th U. S. Infantry, on the following charge :

CHARGE—“Conduct to the prejudice of good order and military discipline.”

FINDING—Of the charge—"Not Guilty."

And the Court do therefore acquit him, the said George W. Baker, Bugler, Company "B," 13th Regiment U. S. Infantry.

PAR. II.—The proceedings and findings of the General Court Martial in the foregoing cases of Private Charles W. Harris and Bugler George W. Baker, of Company "B," 13th U. S. Infantry, are in each case approved. The prisoners will be released from arrest and returned to duty.

2d. In the cases of Privates James Dugan, Company "B," and George Gillispie, Company "H," 13th U. S. Infantry, the proceedings, findings and sentence are approved, and the sentence will be carried into execution at the post where the companies of the prisoners are or may be serving.

3rd. The proceedings and findings in the foregoing case of Private Charles King, Company "E," 13th U. S. Infantry, are approved. So much of the sentence as excepts the forfeiture of pay in favor of sutlers' claims; as prescribes the wearing of a ball and chain attached to his left leg during confinement; solitary confinement, on bread and water diet, for fourteen (14) days during each month thereof; indelibly marking the prisoner with the letter "D" on left hip; shaving the prisoner's head, and drumming him out of the service, is disapproved. The remainder of the sentence is approved, and will be carried into execution at the post where the company of the prisoner is or may be serving.

4th. In the case of Private Patrick O'Connor, Company "H," 13th U. S. Infantry, the proceedings are approved. The findings are disapproved. The Court has been guilty of the strange inconsistency of finding the prisoner guilty of the specification which alleges that he addressed his superior officer in a "highly disrespectful manner" and still declaring him not guilty of any offense. The prisoner will be released from arrest and returned to duty.

5th. In the case of Private Albert Kurtz, Company "B," 13th Infantry, the proceedings, findings, and sentence, is approved, but upon the recommendation of members of the Court, the sentence is

mitigated to three (3) months confinement at hard labor, under charge of the guard, and forfeiture of ten (\$10) of his monthly pay for the same period. The sentence as thus modified will be carried into execution at the post where the prisoner's Company is, or may be serving.

6th. In the case of Private Edward Sigmund, Co. "B," 13th Infantry, the proceedings and findings are approved. So much of the sentence as prescribes the marking of the prisoner on the right hip with the letter "T," is disapproved. The remainder of the sentence is approved, and as thus modified will be carried into execution. The penitentiary of Montana Territory is designated as the place of confinement.

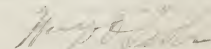
7th. In the case of Private David Healy, Co. "E," 13th Infantry, the proceedings, findings and sentence are approved, but upon recommendation of members of the Court, the sentence is remitted. The prisoner will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



1st Lieut 31st U. S. Infantry.

Judge Advocate Dep't of Dakota





Headquarters, Department of Dakota,

SAINT PAUL, MINN., March 23, 1869.

GENERAL ORDERS, }
No. 10. }

Fort Sully, Dakota Territory, is hereby added to the list of posts in this Department, enumerated in General Orders No. 2, current series from these Headquarters, at which spring wagons are ordered to be retained, in accordance with instructions from the War Department, for the transportation of Paymasters, on their tours of duty.

Should there be no spring wagon at the post, of the kind contemplated in the instructions of the War Department, requisition for one will at once be made on the Chief Quartermaster of the Department.

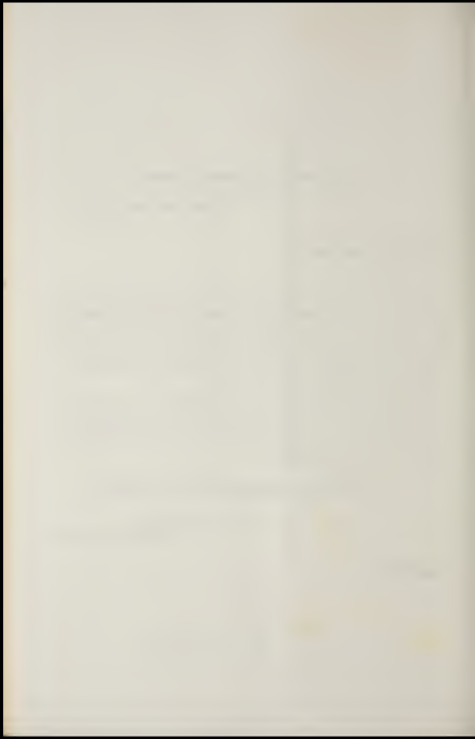
By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Assistant Adjutant General.



G. C. M.

1.	Private Thomas Flynn,	Co. "C," 10th U. S. Infantry.
2.	" Charles Welch,	" " E," " "
3.	" William Herson,	" " C," " "
4.	" William Herson,	" " C," " "
5.	" Charles Randall,	" " K," " "
6.	" Charles Randall,	" " K," " "
7.	" Andrew Wareheime,	" " E," " "

Headquarters, Department of Dakota,

SAINT PAUL, Minn., March 3d, 1868.

GENERAL ORDERS, } No. 11.

PAR. 1.—Before a General Court Martial, which convened at Fort Wadsworth, D. T., pursuant to Special Orders No. 137, dated Headquarters Department of Dakota, St. Paul, Minn., Nov. 19th, 1867, and of which Captain J. P. Macy, 10th U. S. Infantry, is President, were arraigned and tried :

1st. Private Thomas Flynn, Co. "C," 10th U. S. Infantry.

CHARGE 1st.—"Desertion."

SPECIFICATION.—In this, that he, Private Thomas Flynn, of Company "C," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did absent himself from and desert said service, at or near Westport, Minnesota, on or about the night of the 15th, or morning of the 16th of October, 1867, and did remain absent until on or about the 22d day of October, 1867, when he surrendered himself to the commanding officer at Fort Snelling, Minn.

All this at or near the places, and on or about the dates specified.

CHARGE 2d.—"Theft."

SPECIFICATION.—In this, that he, Private Thomas Flynn, of Co. "C," 10th U. S. Infantry, did take, steal, and carry away, with intent to appropriate to his own use and benefit, the following articles of government property, to-wit: One horse, value unknown; one Colt's revolver, valued at fifty-dollars, (\$50.00); one Sharp's carbine, valued at twenty-three dollars and twenty-eight cents (\$23.28); One screw-driver, (Smith's carbine), valued at thirty cents (30 cts.); one bridle, (curb), valued at five dollars (\$5.00); one saddle, (pat. 1859), valued at eighteen dollars and fifteen cents (\$18.15); one blanket, (saddle), valued at four dollars and twenty-five cents (\$4.25); one halter and strap, valued at two dollars and forty cents (\$2.40).

All this at or near Westport, Minnesota, and on or about the night of the 15th, or morning of the 16th of October, 1867.

To which charges and specifications, the accused, Private Thomas Flynn, Co. "C," 10th U. S. Infantry, pleaded "Not Guilty."

FINDING.—Of the specification of the 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification of the 2d charge—"Guilty," except the words "one Colt's revolver, valued at fifty dollars (\$50.00); one Sharp's carbine, valued at twenty-three dollars and twenty-eight cents (\$23.28); and one screw-driver. (Smith's carbine), valued at thirty cents (30 cents)."

Of the 2d charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, the said Private Thomas Flynn, Company "C," 10th U. S. Infantry, *"To forfeit to the United States all pay and allowances that are now, or that may hereafter become due him, except the just dues of the laundress and sutler: to be indelibly marked with the letter "D," one and one half inches in length, on the left hip: to be dishonorably discharged from the service of the United States, and to be confined at hard labor in such State Prison as the commanding officer of the department may direct, for the period of three (3) years."*

2d. Private Charles Welch, Company "E," 10th U. S. Infantry.

CHARGE 1st.—"Desertion."

SPECIFICATION.—In this, that he, Private Charles Welch, of Company "E," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did absent himself from and desert said service, at or near Westport, Minnesota, on or

about the night of the fifteenth (15th), or morning of the sixteenth (16th) of October, 1867, and did remain absent until on or about the twenty-second (22d) day of October, 1867, when he surrendered himself to the commanding officer at Fort Snelling, Minnesota.

All this at or near the places, and on or about the dates specified.

CHARGE 2d —“Theft.”

SPECIFICATION.—In this, that he, Private Charles Welch, of Company “E,” 10th U. S. Infantry, did take, steal, and carry away, with intent to appropriate to his own use and benefit, the following articles of government property, to-wit: One (1) horse, value unknown; one (1) curb bridle, valued at five dollars (\$5.00); one (1) saddle, (pattern 1859), valued at eighteen dollars and fifteen cents (\$18.15); one (1) horse-brush, valued at one dollar (\$1.00); one (1) halter and strap, valued at two dollars and forty cents (\$2.40.)

All this at or near Westport, Minnesota, and on or about the night of the 15th or morning of the 16th of October, 1867.

To which charges and specifications the prisoner pleaded “Not Guilty.”

FINDING—Of the specification of the 1st charge—“Guilty.”

Of the 1st charge—“Guilty.”

Of the specification of the 2d charge—“Guilty,” except the words “one curry-comb, valued at thirty cents (30 cts.); one horse-brush, valued at one dollar (\$1.)”

Of the 2d charge—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private Charles Welch, of Company "E," 10th U. S. Infantry, *"To forfeit to the United States, all pay and allowances that are now, or that hereafter may become due him, except the just dues of the laundress and sutler, to be indelibly marked with the letter "D," one and one-half (1½) inches in length, on the left hip: to be dishonorably discharged from the service of the United States, and to be confined in such State Prison as the commanding officer of the department may direct, for the period of three (3) years."*

3d. Private William Herson, Company "C," 10th U. S. Infantry.

CHARGE 1st.—"Sleeping on post."

SPECIFICATION.—In this, that he, Private William Herson, of Company "C," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, having been duly posted as a sentinel over U. S. government supplies, *i. e.* beef cattle, did quit his piece, (carbine), and lie down and go to sleep on his post.

All this at or near the camp of a detachment of the 10th Infantry, "In the Field," Dakota Territory, on or about the 2d day of October, 1867.

CHARGE 2d.—"Larceny."

SPECIFICATION.—In this, that he, Private William Herson, of Company "C," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, in company with Charles Randall, a private of "K" Company, 10th U. S. Infantry, feloniously take, and carry away, from the camp of a detachment of the 10th U. S. Infantry, two (2) horses, one

grey and one black, the property of the United States.

This "In the Field," Dakota Territory, on or about the 10th day of October, 1867.

To which charges and specifications, the prisoner pleaded "Not Guilty."

FINDING.—Of the Specification of the 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the Specification of the 2d charge—"Guilty," except the word "grey."

Of the 2d charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private William Herson, of Company "C," 10th U. S. Infantry, "*To forfeit to the United States, all pay and allowances that are now due, or that may hereafter become due him, except the just dues of the Laundry and Sutler; to be dishonorably discharged the service of the United States, and to be confined at hard labor in such Penitentiary, as the Commanding General of the Department may direct, for the period of two (2) years.*"

4th. Private William Herson, of Company "C," 10th U. S. Infantry.

CHARGE 1st—"Desertion."

SPECIFICATION 1st.—In this; that he, Private William Herson, of Company "C," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, on or about the sixth day of October, 1867, absent himself from, and desert said service, and did remain absent until arrested by Second

Lient. ——— Lockwood, 31st U. S. Infantry, at Fort Totten, D. T. on or about the eighth day of October, 1867.

All this, "In the Field," D. T., on or about the days and dates above specified.

SPECIFICATION 2d.—In this ; that he, Private William Herson, of Company "C," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, on or about the eighth day of October, 1867, absent himself from, and desert said service, and did remain absent until arrested near Fort Totten, D. T., on or about the 10th day of October, 1867.

All this "In the Field," D. T., on or about the days and dates above specified.

SPECIFICATION 3d.—In this ; that he, Private William Herson, of "C" Company, 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, on or about the twenty-first day of November, 1867, at Fort Wadsworth, D. T., absent himself from, and desert said service, and did remain absent until arrested by U. S. soldiers, under command of Lieut. D. H. Kelton, 10th U. S. Infantry, at or near Chippewa, Minnesota, on or about the twenty-fourth day of November, 1867.

CHARGE 2nd.—"Larceny."

SPECIFICATION 1st.—In this ; that he, Private William Herson, of Company "C," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, in company with Charles Randall, a private of Company "K," 10th U. S. Infantry, feloniously take and carry away, from the Quartermaster's stables at Fort Wadsworth, D. T., one (1) bay horse, the property of the United States.

This on or about the twenty-second day of November, 1867.

SPECIFICATION 2d.—In this; that he, Private William Herson, of Company "C," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, in company with Charles Randall, a private of Company "K," 10th U. S. Infantry, feloniously take and carry away, from the Quartermaster's stables, at Fort Wadsworth, D. T., one (1) sorrel horse, the property of Bvt. Lt.-Col. Lewis Taylor, Surgeon U. S. Army.

This on or about the twenty-second day of November, 1867.

To which charges and specifications the prisoner pleaded—"Not Guilty."

FINDING.—Of the 1st specification of the 1st charge,—
"Guilty."

Of the 2d specification of the 1st charge,—"Guilty."

Of the 3d specification of the 1st charge,—"Guilty."

Of the 1st charge,—"Guilty."

Of the 1st specification of the 2d charge,—"Guilty."

Of the 2nd specification of 2d charge,—"Guilty."

Of the 2d charge,—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private William Herson, of Company "C," 10th U. S. Infantry, *"To forfeit to the United States all pay and allowances that are now, or that may hereafter become due him, except the just dues of the Laundress and Sutler: to be indelibly marked with the letter "D," one and one-half inches in length, on his left hip: to have his head shaved, and to be drummed out of the service of the United States, and to be con-*

ined in such State Prison as the Commanding Officer of the Department may direct, for the period of five (5) years."

5th. Private Charles Randall, Company "K," 10th U. S. Infantry.

CHARGE 1st.—"Desertion."

SPECIFICATION.—In this; that he, Private Charles Randall, of Company "K," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, on or about the sixth day of October, 1867, absent himself from, and desert said service, and did remain absent until arrested by Second Lieut. ——— Lockwood, 31st U. S. Infantry, at Fort Totten, D. T., on or about the eighth day of October, 1867.

All this "In the Field," Dakota Territory, on or about the days and dates above specified.

CHARGE 2d.—"Larceny."

SPECIFICATION.—In this; that he, Private Charles Randall of Company "K," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, in company with William Herson, a private of Company "C," 10th U. S. Infantry, feloniously take and carry away from the camp of a detachment of the 10th U. S. Infantry, two (2) horses, (one grey and one black,) the property of the United States.

This, "In the Field," Dakota Territory, on or about the tenth day of October, 1867.

To which charges and specifications the prisoner pleaded—"Not Guilty."

FINDINGS,—Of the specification to the 1st charge,—"Guilty,"
Of the 1st charge,—"Guilty."

Of the specification of the 2nd charge,—“Guilty,” except the words “one grey and one black.”

Of the 2d charge,—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private Charles Randall, of Company “K,” 10th U. S. Infantry, *“To forfeit to the United States all pay and allowances that are now, or that may hereafter become due him, except the just dues of the Laundress and Sutler: to be dishonorably discharged from the service of the United States, and to be confined at hard labor in such Penitentiary as the Commanding General of the Department may direct, for the period of two (2) years.”*

6th.—Private Charles Randall, Company “K,” 10th U. S. Infantry.

CHARGE 1st.—“Desertion.”

SPECIFICATION 1st.—In this; that he, Private Charles Randall, of company “K,” 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, on or about the eighth day of October, 1867, absent himself from, and desert said service, and did remain absent until arrested near Fort Totten, D. T., on or about the 10th day of October, 1867.

All this “In the Field,” D. T., on or about the days and dates above specified.

SPECIFICATION 2d.—In this; that he, Private Charles Randall, of Company “K,” 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did on or about the twenty-first day of November, 1867, at Fort Wadsworth, D. T., absent himself from, and desert said service, and did remain absent until arrested by United States soldiers, under the com-

mand of Second Lient. D. H. Kelton, 10th Infantry, at or near Chippewa, Minnesota, on or about the twenty-fourth day of November, 1867.

CHARGE 2nd.—“Larceny.”

SPECIFICATION 1st.—In this ; that he, Private Charles Randall, of Company “K,” 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, in company with William Herson, a private of Company “C,” 10th U. S. Infantry, feloniously take and carry away from the Quartermaster’s stables at Fort Wadsworth, D. T., one (1) bay horse, the property of the United States.

This, on or about the twenty-second day of November, 1867.

SPECIFICATION 2d.—In this ; that he, Private Charles Randall, of Company “K,” 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, in company with William Herson, a private of Company “C,” 10th U. S. Infantry, feloniously take and carry away from the Quartermaster’s stables, at Fort Wadsworth, D. T., one (1) sorrel horse, the property of Bvt Lt.-Col. Lewis Taylor, Surgeon U. S. Army.

This on or about the 22d day of November, 1867.

To which charges and specifications the prisoner pleaded,—

“Not Guilty.”

FINDINGS.—Of the 1st specification to the 1st charge,—
“Guilty.”

Of the 2d specification to the 1st charge,—“Guilty.”

Of the 1st charge,—“Guilty.”

Of the 1st specification to the 2d charge,—“Guilty.”

Of the 2d specification to the 2d charge,—“Guilty.”

Of the 2d charge,—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private Charles Randall, of Company "K," 10th U. S. Infantry, *"To forfeit to the United States all pay and allowances that are now, or that may hereafter become due him, except the just dues of the Lavndress and Sutler: to be indelibly marked with the letter "D." one and one-half inches long, on the left hip: to have his head shaved, and then to be drummed out of the service of the United States, and then to be confined at hard labor in such Penitentiary as the Commanding General of the Department may direct, for the period of five (5) years."*

7th. Private Andrew Wareheim, Company "E," 10th U. S. Infantry.

CHARGE 1st.—"Desertion."

SPECIFICATION.—In this, that he, Private Andrew Wareheim, Company "E," 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did absent himself from, and desert said service, at or near Richmond, Minnesota, on or about the night of the eighth, or morning of the ninth day of October, 1867, and did remain absent until on or about the 13th day of October, 1867, when he surrendered himself to the Commanding officer at Fort Snelling, Minnesota.

All this at or near the places, and on or about the dates above specified.

CHARGE 2d.—"Theft."

SPECIFICATION.—In this; that he, Private Andrew Wareheim, of Company "E," 10th U. S. Infantry, did take, steal, and carry away, with intent to appropriate to his own use and

benefit, the following articles of Government property, to wit : one (1) horse, value unknown ; one (1) curb bridle, valued at five dollars (\$5) ; one (1) saddle, (wagon,) value unknown ; and one (1) blanket (saddle,) valued at four dollars and twenty-five cents (\$4.25.)

All this, at or near Richmond, Minnesota, on or about the night of the eighth, or morning of the ninth of October, 1867.

ADDITIONAL CHARGE.—“Desertion.”

SPECIFICATION.—In this ; that he, Private Andrew Wareheim, of Company “E,” 10th U. S. Infantry, a duly enlisted soldier in the service of the United States, did absent himself from, and desert said service, at or near Glenwood, Minnesota, on or about the 21st day of October, 1867, and did remain absent until apprehended, on or about the night of the 21st, or morning of the 22nd day of October, 1867, at or near Sauk Centre, Minnesota.

All this, at or near the places, and on or about the dates specified.

To which charges and specifications the prisoner pleaded as follows :

To the specification of the 1st charge—“Guilty,” except the words “and desert.”

To the 1st charge—“Not Guilty.”

To the specification of the 2d charge—“Not Guilty.”

To the 2d charge—“Not Guilty.”

To the specification of the additional charge—“Not Guilty.”

To the additional charge—“Not Guilty.”

FINDING—Of the specification of the 1st charge—“Guilty.”

Of the 1st charge—“Guilty.”

Of the specification of the 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification of the additional charge—"Guilty," except the words, "*apprehended on or about the night of the 21st or morning of the 22d day of October, 1867, at or near Sauk Centre, Minnesota,*" and substituting therefor, "*He was surrendered to the military authorities at Fort Wadsworth, D. T., on or about the 31st day of October, 1867.*"

Of the additional charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Andrew Wareheim, Co. "E," 10th U. S. Infantry, "*To forfeit to the United States all pay and allowances that are now, or that may hereafter become due him, except the just dues of the laundress and sutler: to be indelibly marked with the letter 'D,' one and one-half ($1\frac{1}{2}$) inches long, on the left hip: to be dishonorably discharged the service of the United States, and to be confined at hard labor in such penitentiary as the Commanding General of the Department may direct, for the period of the three years.*"

PAR. II.—In the foregoing cases of Private William Hersen, of Company "C," and Charles Randall, of Company "K," 10th U. S. Infantry, so much of the sentence as relates to the charge of "Larceny," and the findings thereon, are, in each case, disapproved. The remainder of the proceedings and findings are approved. So much of the sentence as directs the forfeiture of pay in favor of sutler's claims, and the marking of the prisoners with the letter "D," on the left hip, is, in each case, disapproved. The remainder of the sentence is,

in each case, approved. The sentence of confinement at hard labor is, in each case, so mitigated, that under the combined sentences, each prisoner shall be confined in the Minnesota State Prison, at Stillwater, Minn., for the period of four (4) years.

In the foregoing cases of Privates Thomas Flynn, Company "C.," Charles Welch, and Andrew Wareheim, Company "E," all of the 10th U. S. Infantry, so much of the proceedings as relates to the charge of "Theft," and the findings thereon, are, in each case, disapproved. The remainder of the proceedings and findings are approved.

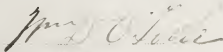
So much of the sentence as directs the retention of pay in favor of sutlers' claims, and the marking of the prisoners with the letter "D," on the left hip, is in each case disapproved. The remainder of the sentence is, in each case, approved, and will be carried into execution.

The Minnesota State Prison at Stillwater, Minnesota, is designated as the place of confinement.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.



1st Lieut. 81st U. S. Infantry,
Judge Adv. Dept. of Dakota.



G. C. M.

1. Private Henry Welhouse, Co. "I," 13th U. S. Infantry
 2. Corporal James Oswald " "I," " " "
 3. Private Thomas Sumner " "C," " " "
-

Headquarters, Department of Dakota,

SAINT PAUL, Minn., March 5th, 1868,

GENERAL ORDERS, } No. 12. }

PAR. I.—Before a General Court Martial, which convened at Fort Shaw, M. T., pursuant to Special Orders No. 150, dated Headquarters Department of Dakota, St. Paul, Minn., December 21st, 1867, and of which Major William Clinton, 13th U. S. Infantry, is President, were arraigned and tried :
1st. Private Henry Welhouse, Company "I," 13th U. S. Infantry.

CHARGE.—"Desertion."

SPECIFICATION.—In this ; that he, Private Henry Welhouse, Company "I," 13th Infantry, did desert his Company and Regiment, on or about the third day of July, 1867, and did

remain absent until the 19th day of January, 1868, when he rejoined his company.

All this at or near Fort Shaw, M. T., on or about the date above specified.

To which charge and specification the accused pleaded,—
“Guilty.”

FINDINGS.

Of the specification “Guilty.”

Of the charge,—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private Henry Welhouse, Company “I,” 13th Infantry, *“To forfeit all pay and allowances that are now due, or may become due, except subsistence and necessary clothing, and be confined at hard labor, under charge of the Guard, wearing a twenty-four (24) pound ball, attached by a chain to his left leg, for the period of one year, and then to be drummed out of the service.”*

2d. Corporal James Oswald, Company “I,” 13th U. S. Infantry.

CHARGE.—Conduct to the prejudice of good order and military discipline.

SPECIFICATION.—In this; that he, Corporal James Oswald, Company “I,” 13th Infantry, did, without authority, absent himself from “Retreat” and “Tattoo” Roll Calls, on the 19th of January, and from “Reveille” Roll Call on the 20th of January, 1868, and when asked by 1st Sergeant L. M. Lange, Company “I,” 13th Infantry, why he did not attend said roll calls, did reply: *“Because he did not want to,”* or words

to that effect, and on being ordered by 1st Sergeant L. M. Lange, Company "I," 13th Infantry, to fall in at "Reveille" Roll Call, on the 20th of January, 1868. did fail to obey said order, and did stubbornly remain in the company quarters.

This at Fort Shaw, M. T., on or about the dates above specified.

To which charge and specification the accused pleaded as follows :

To the Specification.—"Guilty," excepting the words "*and from Reveille Roll call on the 20th of January, 1868,*" and the words "*and on being ordered by 1st Sergeant L. M. Lange, Co. 'I,' 13th Infantry, to fall in at Reveille Roll call, on the 20th of January, 1868, did fail to obey the said order, and did stubbornly remain in the Company quarters,* and of these words—"Not Guilty."

To the charge.—"Guilty."

FINDINGS.

Of the Specification.—"Guilty" except the words "*and on being ordered by 1st Sergeant L. M. Lange, Co. 'I,' 13th Infantry, to fall in at Reveille Roll call, on the 20th of January, 1868, did fail to obey the said order, and did stubbornly remain in the Company quarters.*"

Of the charge—,"Guilty."

SENTENCE.

And the Court do therefore sentence him, Corporal James Oswald, Co. "I," 13th Infantry, "*To be reduced to the rank*

of a private soldier, and to forfeit to the United States, Fifteen (15) Dollars of his monthly pay for two (2) months."

3d. Private Thomas Sumner, Co: "C," 13th U. S. Infantry.

CHARGE 1st.—"Desertion."

SPECIFICATION.—In this, that he, Private Thomas Sumner, Co. "C," 13th Infantry, U. S. A., being a prisoner in charge of the Guard, did escape from the Guard placed over him, and did desert the service of the United States, on or about the 21st day of September, 1867, and did remain absent therefrom until apprehended on the 28th day of November, 1867.

All this at or near Fort Shaw, M. T.

CHARGE 2d.—"Larceny."

SPECIFICATION.—In this, that he, Private Thomas Sumner, Company "C," 13th Infantry, U. S. A., while a deserter, did enter the tent of 1st Lieut. Joseph S. Stafford, 13th Infantry, U. S. A., and steal or feloniously take away and appropriate to his own use one (1) overcoat and two (2) pairs of pants, the total value of which was sixty dollars and fifty cents (\$60.50.) and the property of 1st Lieut. Joseph S. Stafford, 13th Infantry, U. S. A.

All this at or near Fort Shaw, M. T., on or about the 21st day of September, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS.

Of the specification of the 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification of the 2d charge—"Guilty," substituting the word "November" instead of the word "September," before the figures "1867."

Of the 2d charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Thomas Sumner, Co. "C," 13th Infantry, *"To forfeit to the United States all pay and allowances that are now or may become due him, and immediately upon the promulgation of his sentence to be indelibly marked with the letter "D," two and a half inches in length, upon his left hip: dishonorably discharged and drummed out of the service of the United States, and to be then confined at hard labor for five (5) years at such penitentiary as the Commanding General may direct."*

PAR. 11.—The proceedings, findings, and sentence of the General Court Martial in the foregoing cases of Private Henry Welhouse, and Corporal James Oswald, Company "I," 13th U. S. Infantry, are in each case approved, and the sentence will be carried into execution at the post where the prisoners' company is or may be serving.

In the foregoing case of Private Thomas Sumner, Company "C," 13th U. S. Infantry, so much of the proceedings as relates to the charge of "Larceny," and the findings thereon, are disapproved.

The remainder of the proceedings and findings are approved.

So much of the sentence as directs that the prisoner be marked with the letter "D," is disapproved.

The remainder of the sentence is approved. The Peniten-

tiary of Montana Territory is designated as the place of confinement.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

1st Lieut. 31st U. S. Infantry,

Judge Advocate, Dep't. of Dakota





G. C. M.

1. Private Thomas Cavanah, Co. "C," 31st U. S. Infantry.
 2. " James K. P. Stone, " "B," " " "
 3. " William Carroll, " "C," " " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., March 5th, 1868.

GENERAL ORDERS, } No. 13. }

PAR. I.—Before a General Court Martial, which convened at Fort Buford, D. T., per Special Order No. 10, dated Headquarters Department of Dakota, in the Field, Fort Buford, D. T., July 17, 1867, and of which Captain W. G. Rankin, 31st U. S. Infantry, Bvt Lt.-Col. U. S. A. is President, were arraigned and tried:

1st. Private Thomas Cavanah, Company "C," 31st U. S. Infantry.

CHARGE 1st.—"Desertion."

SPECIFICATION.—In this; that he, Private Thomas Cavanah, Company "C," 31st U. S. Infantry, having been duly enlisted into the service of the United States, and detailed on guard

herding mules, did desert the same, taking with him one (1) rifle, and one (1) cartridge box, property of the United States, and did remain absent until apprehended, about thirty (30) miles from the Fort.

This near Fort Buford, D. T., on or about the 28th day of July, 1867.

CHARGE 2d.—“Theft.”

SPECIFICATION.—In this; that Private Thomas Cavanaugh of Company “C,” 31st Infantry, having been duly enlisted into the service of the United States, did steal and appropriate to his own use, one (1) mule, property belonging to the United States, and did retain the same in his possession until he was apprehended, about thirty (30) miles from the Fort.

This near Fort Buford, D. T., on or about the 28th day of July, 1867.

To which charges and specifications the accused pleaded.—
“Not Guilty.”

FINDINGS.

Of the specification of the 1st charge,—“Guilty.”

Of the 1st charge,—“Guilty.”

Of the specification of the 2d charge,—“Guilty.”

Of the 2d charge,—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private Thomas Cavanaugh, Company “C,” 31st U. S. Infantry, “*To forfeit all pay and allowances now due, or may become due, except the just dues of the Laundress and Sutler: that he be dishonorably discharged the service of the United States, and be confined at hard*

labor in the penitentiary in this Territory, or at such other place as the General Commanding may designate, for a period of five (5) years."

2d. Private James K. P. Stone, Company "B," 31st U. S. Infantry.

CHARGE 1st.—"Desertion."

SPECIFICATION.—In this; that he, Private James K. P. Stone, Company "B," 31st Infantry, a duly enlisted soldier in the service of the United States, did, on or about the 28th day of July, 1867, after having been detailed as a member of the guard on the herd of public animals, absent himself and desert the said service, and did remain absent until apprehended and returned under guard to Fort Buford, D. T.

CHARGE 2d.—"Theft."

SPECIFICATION.—In this; that he, Private James K. P. Stone, Company "B," 31st Infantry, did, on or about the 28th day of July, 1867, steal, take away, and appropriate to his own use, one (1) mule, valued at one hundred and eighty (\$180) dollars; one (1) McClellan saddle, valued at eighteen dollars and fifteen cents, (\$18.15); one (1) curb bridle, valued at five (\$5.00) dollars; one (1) Springfield rifled musket, and one (1) set of Infantry accoutrements, valued at twenty-two dollars and ninety-four cents, (\$22.94), the same being the property of the United States.

All this at Fort Buford, D. T., on or about the 28th day of July, 1867.

To which charges and specifications the accused pleaded,—
"Not Guilty."

FINDINGS.

Of the specification of the 1st charge,—“Guilty.”

Of the 1st charge,—“Guilty.”

Of the specification of the 2d charge,—“Guilty,” excepting the words “and one set of Infantry accoutrements, valued at twenty-two dollars and ninety-four cents, (\$22 94.)

SENTENCE.

And the Court do therefore sentence him, Private James K. P. Stone, Co. “B,” 31st Infantry, *“To forfeit all pay and allowances now due, or may become due, except the just dues of the laundress and sutler, that he be dishonorably discharged from the service of the United States, and be confined at hard labor in the penitentiary in this Territory, or at such other place as the Commanding General may designate, for the term of five (5) years.”*

3d. Private William Carroll, Company “C,” 31st U. S. Infantry.

CHARGE 1st.—Conduct prejudicial to good order and military discipline.

SPECIFICATION.—In this, that he, Private William Carroll, Company “C,” 31st Infantry, having been duly posted as a sentinel over Quartermaster’s property, with instructions to allow no one to interfere with the same, did open a bale of blankets among said stores, and feloniously take therefrom one (1) double woolen blanket, and appropriate the same to his own use. Said blanket being afterwards found in his possession, the said Private William Carroll.

All this at or near Fort Stevenson, D. T., on or about the night of October 2d, 1867.

CHARGE 2d.—“Theft.”

SPECIFICATION.—In this, that he, Private William Carroll, Co. "C," 31st Infantry, did feloniously take and appropriate to his own use, one (1) double woolen blanket, the property of the United States, said blanket being afterwards found in the possession of him, the said Private William Carroll.

All this at or near Fort Stevenson, D. T., on or about the night of October 2d, 1867.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS.

Of the Specification of the 1st charge.—"Guilty."

Of the 1st charge.—"Guilty."

Of the specification of the 2d charge.—"Guilty."

Of the 2d charge.—"Guilty."

SENTENCE.

And the Court do sentence the said Private William Carroll, Company "C," 31st Infantry, "*To forfeit all pay and allowances now due or that may become due, except the just dues of the laundress and sutler, and that he be confined at hard labor in charge of the Guard, with a ball and chain, weighing fifteen (15) pounds, attached to his left leg, for the period of one (1) year.*"

PAR. II.—So much of the proceedings in the foregoing cases of Privates Thomas Cavanah and William Carroll, of Company "C," and James K. P. Stone, Company "B," 31st U. S. Infantry, as relates to the charge of "Theft," and the findings thereon, are, in each case, disapproved. The remainder of the proceedings and findings are approved.

So much of the sentence as directs the retention of pay in favor of sutler's claims, is in each case, disapproved. The remainder of the sentence, in each case, is approved, and in the case of Private William Carroll, Co. "C," 31st Infantry, will be carried into execution at the post where his company is or may be serving.

In the cases of Privates Thomas Cavanaugh, Company "C," and James K. P. Stone, Company "B," 31st U. S. Infantry, the term of confinement is mitigated to the period of two (2) years. The penitentiary of the Territory of Montana is designated as the place of confinement.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



1st Lieut. 31st U. S. Infantry,
Judge Adv. Dept. of Dakota.





G. C. M.

1st. Private James Jimmison, Co. "B," 31st U. S. Infantry.

Headquarters, Department of Dakota,

SAINT PAUL, Minn., March 9th, 1868.

GENERAL ORDERS, } No. 14. }

PAR. I.—Before a General Court Martial, which convened at Fort Buford, D. T., per Special Field Orders No. 10, dated Headquarters Department of Dakota, in the Field, Fort Buford, D. T., July 17th, 1867, and of which Capt. W. G. Rankin, 31st U. S. Infantry, Bvt. Lt.-Col. U. S. A., is President, was arraigned and tried:

1st. James Jimmison, Private, Company "B," 31st U. S. Infantry, on the following charges and specifications:

CHARGE 1st.—"Murder."

SPECIFICATION 1st.—In this; that he, James Jimmison, a private of Company "B," 31st U. S. Infantry, did, without provocation, shoot in the head and kill Private John Caffrey, of Company "C," 31st Infantry, with a pistol or some other fire arm.

SPECIFICATION 2d.—In this: that he, James Jimmison, a private of Company "B," 31st Infantry, did, without provocation, mutilate the body of Private John Caffrey, of Company "C," 31st Infantry, by cutting with a knife, or some other sharp instrument, the throat of the said John Caffrey.

All this at Fort Buford, D. T., on or about the night of July 4th, 1867.

CHARGE 2d,—“Robbery.”

SPECIFICATION.—In this; that he James Jimmison, a private of Company "B," 31st Infantry, did rob the person of John Caffrey, a private of Company "C," 31st Infantry, of a sum of money amounting to twelve (\$12 00) dollars, more or less, in United States currency.

All this at Fort Buford, D. T., on or about the night of July 4th, 1867.

To which charges and specifications the accused pleaded,—
“Not Guilty.”

FINDINGS.

Of the 1st specification 1st charge,—“Guilty.”

Of the 2d specification 1st charge,—“Guilty.”

Of the 1st charge,—“Guilty.”

Of the specification 2d charge,—“Guilty.”

Of the 2d charge,—“Guilty.”

SENTENCE.

And the Court do therefore sentence the said Private James Jimmison, Company "B," 31st Infantry, *“To forfeit to the United States all pay and allowances due, or that may become due,*

except the just dues of the Laundress and Sutler, and to be hanged by the neck until he is dead, at such time and place as the reviewing authority may designate. Two-thirds of the members of the Court concurring therein."

PAR. 11.—In the foregoing case, the offence is improperly charged: it should have been, "conduct to the prejudice of good order," &c. A Court Martial has no jurisdiction over the offence of murder, as such, except in time of war. Besides this informality, the evidence is not sufficient to support the findings of the Court. The testimony of an accomplice is not sufficient to convict of crime, unless more strongly supported by facts otherwise proved, than is the case with the testimony of the witness. Carson Swisher. The proceedings, findings, and sentence are disapproved. The prisoner will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



1st Lieut. 31st U. S. Infantry.

Judge Advocate, Dep't. of Dakota

[Faint handwritten notes and signatures at the bottom of the page]



G. C. M.

Private CHARLES HARVEY, Company "B," 13th Infantry.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., March 2th, 1868.

GENERAL ORDERS, }
No. 15. }

PAR. I., Before a General Court Martial, which convened at Camp Cooke, M. T., per Special Orders No. 108, dated Headquarters Department of Dakota, St. Paul, Minn., September 30th, 1867, and of which Lieut. Col. George L. Andrews, 13th U. S. Infantry, Bvt. Col. U. S. A., is President, was arraigned and tried:

Private CHARLES HARVEY, Co. "B," 13th U. S. Infantry, on the following charge and specifications:

CHARGE.

Cruelty to animals, to the prejudice of good order and military discipline.

SPECIFICATION 1st.—In this, that he, Charles Harvey, Private Company "B," 13th Infantry, on daily duty in the Quartermaster's Department as teamster, did brutally beat, with an iron strap

hinge, a mule, the property of the United States, so severely as to endanger its life, and render it unfit for service, and did also severely beat another mule, the property of the United States.

This at Camp Cooke, M. T., on or about the 22d day of January, 1868.

SPECIFICATION 2d.—In this, that he, Charles Harvey, Private Company "B," 13th Infantry, on daily duty in the Quartermaster's Department, as teamster, did severely beat two mules, the property of the United States, and upon being told that he would get into trouble for beating them, said: "*I will kill this or any other God-damned mule, or any man that acts so contrary,*" or words to that effect.

This at Camp Cooke, M. T., on or about the 22d day of January, 1868.

To which charge and specifications, the prisoner pleaded as follows:

To the 1st specification, "Guilty," except the words "as to endanger its life, and render it unfit for service, and did also beat another mule, the property of the United States," to which words the prisoner pleaded "Not Guilty."

To the 2d specification.—"Not Guilty."

To the charge.—"Not Guilty."

FINDING

Of the 1st Specification.—"Guilty."

Of the 2d Specification.—"Guilty," except the words "*or any man,*"

Of the charge.—"Guilty."

SENTENCE

And the Court does therefore sentence him, Private CHARLES HARVEY, Company "B," 13th Infantry, "*To be confined at hard labor under charge of the Guard, for the period of thirty (30) days, and to forfeit to the United States, his pay and allowances for the same period.*"

11... The proceedings and findings in the foregoing case of Private Charles Harvey, Company "B," 13th Infantry, are approved.

The sentence is entirely too trivial for the grave and brutal offence of which the prisoner has been found guilty.

Courts Martial have no right in sentencing a prisoner, to intend clemency or leniency in the sentence. If there are circumstances that warrant it, the Court should recommend the prisoner to the clemency of the reviewing authority, whose sole prerogative it is to extend clemency to convicted prisoners.

That the prisoner may not entirely escape punishment, the sentence is approved, and will be carried into execution at the post where the prisoner's company is, or may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General,

OFFICIAL,

Capt. 24th Infantry, Bvt. Lieut. Col. U. S. A.,
Aid-de-Camp. Acting Judge Advocate.



G. C. M.

1. Private JAMES KENNETT, Company "F," 13th Infantry.
2. " WILLIAM IRWIN, " "F," " "
3. " JOHN MASTERSON, " "G," " "
4. " FRANK LYNCH, " "F," " "
5. " JOHN FRASER, " "D," " "

Headquarters, Department of Dakota,

SAINT PAUL, Minn., March 25th, 1868.

GENERAL ORDERS, { No. 16. }

PAR. I.—Before a General Court Martial, which convened at Fort Ellis, M. T., pursuant to Special Orders No. 1, dated Headquarters, Department of Dakota, Saint Paul, Minn., January 6th, 1868, and of which Captain R. S. La Motte, 13th U. S. Infantry, is President, were arraigned and tried:

1st. Private JAMES KENNETT, Co. "F," 13th U. S. Infantry.

CHARGE.—"Larceny."

SPECIFICATION.—In this, that he, James Kennett, Private Co. "F," 13th U. S. Infantry, did feloniously take and carry away from

the wagon of John Linke, a citizen of the United States, (and Government employe), one (1) navy pistol, to the value of thirty dollars, (\$30,) the property of said John Linke, with the intent to convert and appropriate the same to his own use and benefit.

This while en route from Fort Shaw, M. T. to Fort Ellis, M. T., on or about the 18th day of August, 1867.

To which charge and specification the accused pleaded "Guilty."

FINDING.

Of the Specification—"Guilty."

Of the Charge.—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private James Kennett, Company "F," 13th U. S. Infantry, *"To be confined at hard labor for six (6) months, at such military prison as the General Commanding the Department may designate; to forfeit to the United States all pay and allowances that are or may become due, except the just dues of the laundress, and at the expiration of his term of sentence, to be dishonorably discharged the service of the United States."*

2d. Private WILLIAM IRWIN, Co. "F," 13th U. S. Infantry :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION —In this, that he, the said William Irwin, Private of Company "F," 13th U. S. Infantry, having been regularly detailed as a member of the guard, did become drunk on his post or guard before being regularly relieved, so much so as to be totally incapable of performing his duty.

This while en route from Fort Shaw, M. T. to Fort Ellis, M. T., on or about the 20th day of August, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the Specification—"Not Guilty."

Of the Charge—"Not Guilty."

And the Court does therefore acquit him, Private William Irwin, Company "F," 13th U. S. Infantry.

3rd. Private JOHN MASTERSON, Co. "G," 13th U. S. Infantry:

CHARGE.—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION.—1st. In this, that he, the said Private John Masterson, of Company "G," 13th U. S. Infantry, did absent himself, without leave or permission from his commanding officer, from his camp or proper station, Fort Ellis, M. T., and go over one mile from said Fort Ellis, M. T.

All this at or near Fort Ellis, M. T., on or about the 20th day of October, 1867.

SPECIFICATION.—2d. In this, that he, the said Private John Masterson, of Company "G," 13th U. S. Infantry, did, without permission or knowledge of the Sergeant or non-commissioned officer in charge of the guard, go into the tents or place at Fort Ellis, M. T., where the prisoners were kept confined, carry whiskey or intoxicating liquor to the prisoners, and there and then drink with the said prisoners, so that several of them became very much intoxicated.

All this at or near Fort Ellis, M. T., on or about the 20th day of October, 1867.

To which charge and specification the accused pleaded "Guilty."

FINDING.

Of the 1st Specification—"Guilty."

Of the 2d Specification—"Guilty."

Of the Charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private John Master-

son, Company "G," 13th U. S. Infantry, *"To forfeit to the United States his monthly pay for one (1) month, except the just dues of the laundress, and to be confined in charge of the guard (10) ten days."*

The Court is thus lenient on account of the long time that the prisoner has already been confined awaiting trial.

4. Private FRANK LYNCH, Co. "F," 13th U. S. Infantry :

CHARGE—Conduct to the prejudice of good order and military discipline.

SPECIFICATION—In this, that he, Frank Lynch, Private of Company "F," 13th U. S. Infantry, having been regularly detailed, and placed on duty as a member of the guard, and having a prisoner placed in his charge with orders to take said prisoner to camp, did fail to obey said order, leaving said prisoner, Private Le Roy Waller, on a baggage wagon, and did himself get into another wagon and there go to sleep.

This while en route from Fort Shaw, M. T. to Fort Ellis, M. T., on or about the 20th day of August, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the Specification—"Guilty," with the exception of the words *"and did himself get into another, and there go to sleep."*

Of the Charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Frank Lynch, Company "F," 13th U. S. Infantry, *"To forfeit to the United States the sum of ten dollars (\$10) of his monthly pay for four (4) months, and to be confined, in charge of the guard, for ten (10) days at hard labor."*

The Court is thus lenient in consideration of the fact that the prisoner has already been in confinement, awaiting trial, more than five months.

5. Private JOHN FRASER, Co. "D," 13th U. S. Infantry :

CHARGE.—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION.—1st. In this, that he, Private John Fraser, of Company "D," 13th U. S. Infantry, did, while acting as clerk to 1st Lieut. M. O. Coddington, 13th U. S. Infantry, A. C. S., at Fort Ellis, M. T., without the knowledge or permission of the said 1st Lieut. M. O. Coddington, 13th U. S. Infantry, A. C. S., give an order directing the Commissary Sergeant at Fort Ellis, M. T., to deliver to Private Jacob Mueller, of Company "G," 13th U. S. Infantry, one hundred (100) pounds of flour, fifteen (15) pounds of sugar, and twenty (20) pounds of dried apples, receiving from the said Jacob Mueller the sum of ten dollars (\$10) in payment for said articles and that he, the said John Fraser, of Company "D," 13th U. S. Infantry, did take the said ten dollars, and failed to account for the same, but appropriated it to his own use and benefit.

All this at or near Fort Ellis, M. T., on or about the 10th day of January, 1868

SPECIFICATION.—2d. In this, that he, the said John Fraser, Private of Co. "D," 13th U. S. Infantry, did, while acting as clerk to 1st Lieut. M. O. Coddington, 13th U. S. Infantry, A. C. S., at Fort Ellis, M. T., without the knowledge or permission of the said 1st Lieut. M. O. Coddington, 13th U. S. Infantry, A. C. S., give an order, in writing, directing the Commissary Sergeant at Fort Ellis, M. T., to deliver to Private Jacob Mueller, of Company "G," 13th U. S. Infantry, one hundred (100) pounds of flour, fifteen (15) pounds of sugar, and six (6) pounds of coffee, receiving from the said Jacob Mueller, Private Company "G," 13th U. S. Infantry, ten dollars (\$10) in payment for said articles, and that he, the said Private John Fraser, of Company "D," 13th U. S. Infantry, did take and receive the said sum of ten dollars, and failed to account for the same, but appropriated it, the sum of ten dollars, to his own use and benefit.

This at or near Fort Ellis, M. T., on or about the 13th of January, 1868.

To which charge and specifications the prisoner pleaded "Guilty."

FINDING.

Of the 1st Specification—"Guilty."

Of the 2d Specification—"Guilty."

Of the Charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private John Fraser, Company "D," 13th U. S. Infantry, *"To be confined at hard labor in charge of the guard, for six (6) months, and to forfeit to the United States the sum of ten dollars (\$10) of his monthly pay for the same period."*

PAR. II.—In the foregoing case of Private James Kennett, Company "F," 13th U. S. Infantry, the charge is improperly laid. It should have been "Conduct to the prejudice of good order and military discipline."

Courts Martial have no cognizance of the charge of "Larceny," as such, except in time of war.

The proceedings, findings and sentence are disapproved. The prisoner will be released from arrest and returned to duty.

2d. The proceedings and findings in the foregoing case of Private William Irwin, Company "F," 13th U. S. Infantry, are approved. The prisoner will be released from arrest and returned to duty.

3d. The proceedings and findings in the foregoing case of Private John Masterson, Company "G," 13th U. S. Infantry, are approved. The sentence is entirely too trivial for the grave offense of which the prisoner has been found guilty. Courts Martial have no right, in sentencing a prisoner, to exercise clemency or leniency in the sentence. If there are circumstances that warrant it, the Court should recommend the prisoner to the clemency of the reviewing authority, whose sole prerogative it is to extend clemency to convict.

ed prisoners. That the prisoner may not entirely escape punishment, the sentence is approved, and will be carried into execution at the post where the prisoner's company is or may be serving.

4th. In the foregoing case of Private Frank Lynch, Company "F," 13th U. S. Infantry, it was the manifest duty of the Court to have admitted Le Roy Waller, Company "F," 13th U. S. Infantry, as a witness for the defence. The offence of which he has been convicted—though it might impair his testimony—is not of such a nature as to disqualify him from testifying before a Court Martial. The Court should have received his testimony, and then attached to it whatever weight might be due; the failure to do so, constitutes a fatal error.

The proceedings, findings and sentence are disapproved. The prisoner will be released from arrest and returned to duty.

5th. It not appearing in the record of the foregoing case of Private John Fraser, Company "D," 13th U. S. Infantry, that the Court and Judge Advocate were duly sworn, the proceedings, findings and sentence are disapproved.

The prisoner will be released from confinement and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Capt. 24th Infantry, Bvt. Lieut. Col. U. S. A.,
Aid-de-Camp, Acting Judge Advocate.

TABLE I	
Summary of the results of the experiments	
Experiment	Results
1	...
2	...
3	...
4	...
5	...
6	...
7	...
8	...
9	...
10	...
11	...
12	...
13	...
14	...
15	...
16	...
17	...
18	...
19	...
20	...
21	...
22	...
23	...
24	...
25	...
26	...
27	...
28	...
29	...
30	...
31	...
32	...
33	...
34	...
35	...
36	...
37	...
38	...
39	...
40	...
41	...
42	...
43	...
44	...
45	...
46	...
47	...
48	...
49	...
50	...
51	...
52	...
53	...
54	...
55	...
56	...
57	...
58	...
59	...
60	...
61	...
62	...
63	...
64	...
65	...
66	...
67	...
68	...
69	...
70	...
71	...
72	...
73	...
74	...
75	...
76	...
77	...
78	...
79	...
80	...
81	...
82	...
83	...
84	...
85	...
86	...
87	...
88	...
89	...
90	...
91	...
92	...
93	...
94	...
95	...
96	...
97	...
98	...
99	...
100	...

Headquarters, Department of Dakota,

SAINT PAUL, Minn., April 26th, 1868.

GENERAL ORDERS. }
No. 17. }

The following Circular is promulgated for the information of this command :

ORDNANCE OFFICE, WAR DEPARTMENT, }
Washington, March 20, 1868. }

Commanding Officers of Companies armed with the Springfield Converted Muskets should have the joint screw nuts riveted on the joint screw, to prevent them from being lost.

This may be readily done by any intelligent soldier, with a small hammer.

Signed.

A. B. DYER,

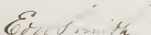
Brevet Major General, Chief of Ordnance.

By Command of Brevet Maj. Gen. A. H. Terry,

ED. W. SMITH,

Bvt. Lieut. Col., Capt. 24th Infantry, Aid-de-Camp.

OFFICIAL



Bvt. Lieut. Col., Capt. 24th Infantry.

Aid-de-Camp.



GENERAL ORDERS } HEADQUARTERS, DEPARTMENT OF DAKOTA,
No. 18. } *Saint Paul, Minn., May 12, '86*

Post Commanders in this Department will assume control of all timber, wood, hay and grazing upon the public lands adjacent to their respective posts, which are required for the public use thereof. Notice of reservations of the timber, wood, &c., thus made, will be thoroughly circulated in the manner best calculated to inform all who are or may become interested, in order to avoid all disputes of rights which might arise through ignorance.

On all such reservations sutlers, traders and civilians generally, will not be allowed to cut timber, wood nor hay, nor be allowed to graze animals until the wants of the garrison are supplied for the year.

BY COMMAND OF BT. MAJOR GENERAL TERRY:

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL:

A large, flowing handwritten signature in dark ink, likely belonging to O. D. Greene, the Assistant Adjutant General mentioned in the text.

Assistant Adjutant General.



GENERAL ORDERS }
No. 19. }

HEADQUARTERS DEPARTMENT OF DAKOTA,
Saint Paul, Minn., June 10, 1868.

Subject to the approval of the Secretary of War, the public lands inclosed within the hereinafter described survey, are hereby reserved to the United States for military purposes, and declared to be the Military Reservation of the post of Fort Stevenson, Dakota Territory.

The initial point is on Meridian of Longitude $101^{\circ} 30'$ west from Greenwich, at the intersection of the wagon route from Fort Stevenson to Fort Berthold, D. T., thence running North of East in a straight line ten (10) miles to the point at which the wagon route known as "General Sully's" crosses the west branch of Douglass Creek, thence South of East six and three fourths ($6\frac{3}{4}$) miles to the point at which the "General Sully wagon route" crosses Snake Creek, thence Southwardly following the right, or west bank of said Snake Creek to its mouth, then crossing the Missouri River and following the right bank of said river to a point six (6) miles from the last mentioned point, thence due West fifteen and a half ($15\frac{1}{2}$) miles, thence East of North three and one half ($3\frac{1}{2}$) miles to the point of commencement.

At the apex of each of the angles as above described a square cut stone one (1) foot on the edge, and three and one half ($3\frac{1}{2}$) feet in length will be firmly imbedded eighteen (18) inches in the ground. On the inner face of each stone the letters "U. S." will be chiselled in raised letters. On the outer face of each stone will be painted the words, "Military Reservation." The lines as run will be "blazed" as plainly as the features of the surface of the country will permit.

BY COMMAND OF BT. MAJOR GENERAL TERRY:

O. D. GREENE,
Assistant Adjutant General

OFFICIAL:









HEADQUARTERS DEPARTMENT OF DAKOTA.
SAINT PAUL MINN., July 10, 1868.

GENERAL ORDERS, }
No. 20. }

I. In consequence of the change in Pay Districts within the limits of this Department, Fort Dakota, Dakota Territory, is hereby stricken off from the list of posts enumerated in General Orders No. 2, current series, from these Headquarters, at which spring wagons are to be kept for the use of Paymasters on their tours of official duty, and the spring wagon now at that post will be sent to Fort Rice, Dakota Territory. The Commanding Officer, District of S. E. Dakota, will issue the necessary detailed instructions for causing the wagon to be transferred without unnecessary delay.

II. Forts Rice, Totten and Ransom, Dakota Territory, are hereby designated as posts at which spring wagons will in future be kept for the use of Paymasters on their tours of duty. The Chief Quartermaster of the Department will take the necessary measures for supplying Forts Ransom and Totten with proper spring wagons, with as little delay as practicable.

III. During the temporary absence, on leave, of Brevet Brigadier General S. B. HOLABIRD, Deputy Quartermaster General, U. S. Army, and Chief Quartermaster of the Department, Brevet Major A. G. ROBINSON, Captain and A. Q. M., U. S. Army, will, in addition to his present duties, perform the duties of Chief Quartermaster of the Department. He will be obeyed and respected accordingly.

By Command of Bvt. Maj. Gen. A. H. TERRY.

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL :

Assistant Adjutant General

HEADQUARTERS DEPARTMENT OF DAKOTA, }
SAINT PAUL, MINN., July 16, 1868. }

GENERAL ORDERS, }
No. 21. }

Subject to the approval of the Secretary of War, the public lands inclosed by the hereinafter described survey, are hereby reserved to the United States for military purposes, and declared to be the Military Reservation of the post of Fort Buford, Dakota Territory.

The initial point is at the intersection of the 104th degree of longitude west from Greenwich, with the 48th parallel of north latitude: thence run south fifteen (15) miles, thence east fifteen (15) miles, thence north thirty (30) miles, thence west thirty (30) miles, thence south thirty (30) miles, thence east fifteen (15) miles; at the apex of each of the angles of the square thus described, a square cut stone one (1) foot on the edge, and three and one-half ($3\frac{1}{2}$) feet in length, will be firmly imbedded eighteen (18) inches in the ground. On the inner face of each stone the letters "U. S." will be chiselled in raised letters. On the outer face of each stone will be painted the words, "Military Reservation."

The Post Commander will cause the lines, as herein described, to be run without delay, by an officer of his command, and the inclosed area platted with as much accuracy as the circumstances will permit. A copy of the plat will be forwarded to these Headquarters as soon as made, for the information and action of the War Department.

The Chief Quartermaster of the Department will purchase a compass and chain and forward, with the least delay practicable, to the Commanding Officer of Fort Buford, for use in making the survey herein required.

By Command of Bvt. Maj. Gen. A. H. TERRY.

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL :


Assistant Adjutant General.

THE UNIVERSITY OF CHICAGO

DEPARTMENT OF THE HISTORY OF ARTS

THE HISTORY OF ARTS

THE HISTORY OF ARTS

THE HISTORY OF ARTS

THE HISTORY OF ARTS

THE HISTORY OF ARTS

THE HISTORY OF ARTS

THE HISTORY OF ARTS

THE HISTORY OF ARTS

HEADQUARTERS DEPARTMENT OF DAKOTA, }
SAINT PAUL, MINN., July 16, 1868. }

GENERAL ORDERS, }
No. 21. }

Subject to the approval of the Secretary of War, the public lands inclosed by the hereinafter described survey, are hereby reserved to the United States for military purposes, and declared to be the Military Reservation of the post of Fort Buford, Dakota Territory.

The initial point is at the intersection of the 104th degree of longitude west from Greenwich, with the 48th parallel of north latitude: thence run south fifteen (15) miles, thence east fifteen (15) miles, thence north thirty (30) miles, thence west thirty (30) miles, thence south thirty (30) miles, thence east fifteen (15) miles: at the apex of each of the angles of the square thus described, a square cut stone one (1) foot on the edge, and three and one-half ($3\frac{1}{2}$) feet in length, will be firmly imbedded eighteen (18) inches in the ground. On the inner face of each stone the letters "U. S.," will be chiselled in raised letters. On the outer face of each stone will be painted the words, "Military Reservation."

The Post Commander will cause the lines, as herein described, to be run without delay, by an officer of his command, and the inclosed area platted with as much accuracy as the circumstances will permit. A copy of the plat will be forwarded to these Headquarters as soon as made, for the information and action of the War Department.

The Chief Quartermaster of the Department will purchase a compass and chain and forward, with the least delay practicable, to the Commanding Officer of Fort Buford, for use in making the survey herein required.

By Command of Bvt. Maj. Gen. A. H. TERRY.

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL :

Assistant Adjutant General.

THE UNIVERSITY OF CHICAGO
LIBRARY

THE UNIVERSITY OF CHICAGO
LIBRARY
1215 EAST 58TH STREET
CHICAGO, ILL. 60637
TEL: 773-936-5000
FAX: 773-936-5001
WWW.CHICAGO.EDU
LIBRARY@CHICAGO.EDU

THE UNIVERSITY OF CHICAGO
LIBRARY
1215 EAST 58TH STREET
CHICAGO, ILL. 60637
TEL: 773-936-5000
FAX: 773-936-5001
WWW.CHICAGO.EDU
LIBRARY@CHICAGO.EDU

HEADQUARTERS DEPARTMENT OF DAKOTA, }
SAINT PAUL, MINN., July 16, 1868. }

GENERAL ORDERS, }
No. 21. }

Subject to the approval of the Secretary of War, the public lands inclosed by the hereinafter described survey, are hereby reserved to the United States for military purposes, and declared to be the Military Reservation of the post of Fort Buford, Dakota Territory.

The initial point is at the intersection of the 104th degree of longitude west from Greenwich, with the 48th parallel of north latitude: thence run south fifteen (15) miles, thence east fifteen (15) miles, thence north thirty (30) miles, thence west thirty (30) miles, thence south thirty (30) miles, thence east fifteen (15) miles: at the apex of each of the angles of the square thus described, a square cut stone one (1) foot on the edge, and three and one-half ($3\frac{1}{2}$) feet in length, will be firmly imbedded eighteen (18) inches in the ground. On the inner face of each stone the letters "U. S." will be chiselled in raised letters. On the outer face of each stone will be painted the words, "Military Reservation."

The Post Commander will cause the lines, as herein described, to be run without delay, by an officer of his command, and the inclosed area platted with as much accuracy as the circumstances will permit. A copy of the plat will be forwarded to these Headquarters as soon as made, for the information and action of the War Department.

The Chief Quartermaster of the Department will purchase a compass and chain and forward, with the least delay practicable, to the Commanding Officer of Fort Buford, for use in making the survey herein required.

By Command of Bvt. Maj. Gen. A. H. TERRY.

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL :

Assistant Adjutant General.

1870

1871

1872

1873

1874

1875

1876

1877

1878

1879

1880

1881

1882

1883

1884

1885

1886

1887

1888

1889

1890

1891

1892

1893

1894

1895

1896

1897

1898

1899

1900

1901

1902

1903

1904

1905

1906

1907

1908

1909

1910

1911

1912

1913

1914

1915

1916

1917

1918

1919

1920

1921

1922

1923

1924

1925

1926

1927

1928

1929

1930

1931

1932

1933

1934

1935

1936

1937

1938

1939

1940

1941

1942

1943

1944

1945

1946

1947

1948

1949

1950

1951

1952

1953

1954

1955

1956

1957

1958

1959

1960

1961

1962

1963

1964

1965

1966

1967

1968

1969

1970

1971

1972

1973

1974

1975

1976

1977

1978

1979

1980

1981

1982

1983

1984

1985

1986

1987

1988

1989

1990

1991

1992

1993

1994

1995

1996

1997

1998

1999

2000

2001

2002

2003

2004

2005

2006

2007

2008

2009

2010

2011

2012

2013

2014

2015

2016

2017

2018

2019

2020

2021

2022

2023

2024

2025

2026

2027

2028

2029

2030

2031

2032

2033

2034

2035

2036

2037

2038

2039

2040

2041

2042

2043

2044

2045

2046

2047

2048

2049

2050

2051

2052

2053

2054

2055

2056

2057

2058

2059

2060

2061

2062

2063

2064

2065

2066

2067

2068

2069

2070

2071

2072

2073

2074

2075

2076

2077

2078

2079

2080

2081

2082

2083

2084

2085

2086

2087

2088

2089

2090

2091

2092

2093

2094

2095

2096

2097

2098

2099

2100

2101

2102

2103

2104

2105

2106

2107

2108

2109

2110

2111

2112

2113

2114

2115

2116

2117

2118

2119

2120

2121

2122

2123

2124

2125

2126

2127

2128

2129

2130

2131

2132

2133

2134

2135

2136

2137

2138

2139

2140

2141

2142

2143

2144

2145

2146

2147

2148

2149

2150

2151

2152

2153

2154

2155

2156

2157

2158

2159

2160

2161

2162

2163

2164

2165

2166

2167

2168

2169

2170

2171

2172

2173

2174

2175

2176

2177

2178

2179

2180

2181

2182

2183

2184

2185

2186

2187

2188

2189

2190

2191

2192

2193

2194

2195

2196

2197

2198

2199

2200

G. C. M.

1. Private William Hickey, Company "I," 31st Infantry.
2. Private John G. Foley, Company "I," 31st Infantry.
3. Corporal Bernard Haffey, Company "I," 31st Infantry.
4. Private Eugene W. Beal, Company "H," 31st Infantry.
5. Private Samuel A. Kannady, Company "H," 31st Infantry.
6. Private John W. Robinson, Company "H," 31st Infantry.
7. Private Thomas Vernon, Company "H," 31st Infantry.
8. Private W. F. Ward, Company "I," 31st Infantry.
9. Private Charles Gates, Company "H," 31st Infantry.
10. Private J. Morris, Company "I," 31st Infantry.
11. Private George E. T. Wilson, Company "I," 31st Infantry.
12. Artificer John Harris, Company "I," 31st Infantry.
13. Private Adam Kessler, Company "I," 31st Infantry.
14. Corporal Frank Wilson, Company "H," 31st Infantry.
15. Corporal Juan L. Fuller, Company "I," 31st Infantry.
16. Private J. W. Hamilton, Company "I," 31st Infantry.
17. Corporal Daniel Keefe, Company "I," 31st Infantry.
18. Private William H. Chapman, Unassigned Recruit, 13th Infantry.
19. Sergeant Lewis G. Duncan, Company "H," 31st Infantry.
20. Sergeant James P. Beans, Company "H," 31st Infantry.
21. Sergeant Samuel Potter, Company "I," 31st Infantry.
22. Sergeant James Lingafelter, Company "H," 31st Infantry.
23. Private John Stont, Company "K," 31st Infantry.
24. Private Martin McGuire, Company "K," 31st Infantry.
25. Private Patrick Sharkey, Company "K," 31st Infantry.
26. Private John Larkin, Company "D," 31st Infantry.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., July 23d, 1868.

GENERAL ORDERS, }
No. 22. }

I. Before a General Court Martial, which convened at Fort Stevenson, D. T., pursuant to Special Orders, No. 142, dated Headquarters, Department of Dakota, St. Paul, Minnesota, November 26, 1867, and of which Captain A. M. Powell, 31st Infantry, Bvt. Lieut. Col. U. S. A., is President, were arraigned and tried :

1st. Private WILLIAM HICKEY, Co. "I," 31st Infantry.

CHARGE.—Sleeping on post.

SPECIFICATION.—In this, that Private William Hickey, Company "I," 31st U. S. Infantry, having been duly posted as a sentinel, was found asleep on his post between the hours of 10 P. M. and 11 P. M.

This at Fort Stevenson, D. T., on or about the 5th day of October, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, the said Private William Hickey, Co. "I," 31st Infantry, *"To be confined at hard labor for the period of twelve (12) months, wearing a weight weighing (24) twenty-four pounds attached to his left leg by a log chain (6) six feet long, and to forfeit his pay for the same period."*

2d.—Private JOHN G. FOLEY, Company "I," 31st Infantry.

CHARGE—"Sleeping on post."

SPECIFICATION.—In this, that Private John G. Foley, Company "I," 31st Infantry, having been duly posted as a sentinel, was found

asleep on his post, between the hours of 2 and 3, A. M., when visited by the Corporal of the Guard.

This at Fort Stevenson, D. T., on or about the 24th day of November, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, the said Private John G. Foley, Co. "I," 31st Infantry, *"To be confined at hard labor for the period of (12) twelve months, wearing a weight weighing (24) twenty four pounds, attached to his left leg by a log chain (6) six feet long, and to forfeit his pay for the same period."*

3d. Corporal BERNARD HAFLEY, Company "I," 31st Infantry.

CHARGE—"Neglect of Duty."

SPECIFICATION—In this, that Corporal Bernard Hafley, Co. "I," 31st Infantry, a Corporal of the post guard at Fort Stevenson, D. T., after having been informed by a sentinel, at a late hour in the evening, that two mounted men were leaving camp, did fail to report the same to the Officer of the Day, thereby causing the loss of two mules and two prisoners by desertion.

All this at Fort Stevenson, D. T., on or about the 11th day of December, 1867.

To which charge and specification the accused pleaded as follows:

To the specification of the charge—"Guilty," except the words--*"thereby causing the loss of two mules and two prisoners by desertion."*

To the charge—"Not Guilty."

FINDING.

Of the specification to the charge—"Guilty," except the words--

"thereby causing the loss of two mules and two prisoners by desertion,"
but attach no criminality thereto.

Of the charge—"Not Guilty."

And the Court does therefore acquit him.

4th. Private EUGENE W. BEAL, Company "H," 31st Infantry.

CHARGE—"Desertion."

SPECIFICATION 1ST—In this, that Eugene W. Beal, an enlisted soldier in the service of the United States, and Private Co. "H," 31st U. S. Infantry, did desert the said service, on or about the 22d day of August, 1867, and did remain so absent until apprehended dressed in citizens' clothes, on board the steamer "Last Chance," at or near Fort Berthold, D. T., on or about the 22d day of August, 1867.

This at or near Fort Stevenson, D. T., on or about the 22d day of August, 1867.

SPECIFICATION 2D—In this, that he, the said Eugene W. Beal, an enlisted soldier in the service of the United States, and Private Co. "H," 31st U. S. Infantry, did desert the said service while in confinement at Fort Stevenson, D. T., on or about the 28th day of September, 1867, and did remain so absent from said service until apprehended at or near Fort Berthold, D. T., on or about the 1st day of October, 1867. This at or near Fort Stevenson, D. T., on or about the 28th day of September, 1867.

Sixty dollars (\$60) paid for apprehension.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge—"Guilty," except the words—"did desert."

To the 2d specification of the charge—"Guilty," except the words—"did desert."

To the charge—"Not Guilty."

FINDING.

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, the said Eugene W. Beal, Private Co. "H," 31st Infantry, *To forfeit to the United States all pay and allowances that are now due, or may become due him, except the just dues of the laundress, and one dollar (\$1) per month and necessary clothing for fatigue purposes; to be confined at hard labor, at such military post as may be designated by the Department Commander; wearing a weight weighing (24) twenty four pounds attached to his left leg by a log chain (6) six feet long, until the expiration of his enlistment, and then to be drummed out of the service."*

5th. Private SAMUEL A. KANNADY, Company "H," 31st Infantry.
CHARGE—"Desertion."

SPECIFICATION—In this, that he, Private Samuel A. Kannady, of Company "H," 31st U. S. Infantry, having been duly enlisted into the service of the United States, did desert the same, on or about the 30th day of September, 1867, and did remain so absent, until apprehended at or near Fort Berthold, D. T., on or about the 1st day of October, 1867.

This at Fort Stevenson, D. T., on or about the 30th day of September, 1867.

Thirty dollars (\$30) reward, paid for apprehension.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty," except the words—"did desert," substituting therefor the words—"did absent himself without proper authority from."

Of the charge—"Not Guilty," but *guilty of absence without leave."*

SENTENCE.

And the Court does therefore sentence him, the said Samuel A. Kannady, Company "H," 31st Regiment of Infantry, "*To be confined at hard labor under charge of the guard, for a period of two months, and to forfeit ten dollars per month of his monthly pay, for the same period."*

6th. Private JOHN W. ROBINSON, Company "H," 31st Infantry.
CHARGE—"Desertion."

SPECIFICATION—In this, that Private John W. Robinson, Company "H," 31st U. S. Infantry, having been duly enlisted into the service of the United States, did, without proper authority, absent himself from his Company and Post, on or about the 30th day of September, 1867, and did remain so absent until apprehended at or near Fort Berthold, D. T., on or about the 1st day of October, 1867.

This at or near Fort Stevenson, D. T., on or about the 30th day of September, 1867.

Thirty dollars (\$30) reward paid for apprehension.

To which charge and specification the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Not Guilty," but "*Guilty of absence without leave*"

SENTENCE.

And the Court does therefore sentence him, the said John W. Robinson, Company "H," 31st Infantry, "*To be confined at hard labor under charge of the guard, for a period of two (2) months, and to forfeit ten dollars (\$10) per month, of his monthly pay, for the same period.*"

7th. Private THOMAS VERNON, Company "H," 31st Infantry.

CHARGE—"Misbehavior in the face of the enemy."

SPECIFICATION—In this, that he, Thomas Vernon, a private of Co. "H," 31st U. S. Infantry, a duly enlisted soldier in the service of the United States, did, while employed on extra duty felling and hauling timber, shamefully run away before a party of hostile Indians without offering any resistance or firing a single shot, and in a most cowardly manner abandon a team belonging to his party, thereby causing the loss of (5) five mules the property of the United States.

All this near Fort Stevenson, D. T., on or about the 12th day of October, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification to the charge—"Not Guilty."

Of the charge—"Not Guilty."

And the Court does therefore acquit him.

8th. Private W. F. WARD, Company "I," 31st Infantry.

CHARGE—"Misbehavior in the face of the enemy."

SPECIFICATION—In this, that W. F. WARD, a private of Co. "I," 31st Reg't. U. S. Infantry, a duly enlisted soldier in the service of the United States, did, while employed on extra duty felling and hauling timber, shamefully run away before a party of hostile Indians without offering any resistance or firing a single shot, and in a most cowardly manner abandon a team belonging to his party, thereby causing the loss of (5) five mules, the property of the United States.

All this at or near Fort Stevenson, D. T., on or about the 11th day of October, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification to the charge—"Not Guilty."

Of the charge—"Not Guilty."

And the Court do therefore acquit him.

9th. Private Charles Gates, Company "H," 31st Infantry.

CHARGE—"Misbehavior in the face of the enemy."

SPECIFICATION—In this, that Charles Gates, a private of Company "H," 31st U. S. Infantry, a duly enlisted soldier in the service of the United States, did, while employed on extra duty felling and hauling timber, shamefully run away before a party of hostile Indians, and without offering any resistance or firing a single shot, and in a most cowardly manner abandon a team belonging to his party,

thereby causing the loss of (5) five mules, the property of the United States.

All this at or near Fort Stevenson, D. T., on or about the 11th day of October, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification to the charge—"Not Guilty."

Of the charge—"Not Guilty."

And the Court do therefore acquit him.

10th. Private J. MORRIS, Company "I," 31st Infantry.

CHARGE—"Misbehavior in the face of the enemy."

SPECIFICATION—In this, that he, J. MORRIS, a private of Co. "I," 31st U. S. Infantry, a duly enlisted soldier in the service of the United States, did, while employed on extra duty felling and hauling timber, shamefully run away before a party of hostile Indians, without offering any resistance or firing a single shot, and in a most cowardly manner abandon a team belonging to his party, thereby causing the loss of (5) five mules, the property of the United States.

All this at or near Fort Stevenson, D. T., on or about the 11th day of October, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification to the charge—"Not Guilty."

Of the charge—"Not Guilty."

And the Court do therefore acquit him.

11th. Private GEORGE E. T. WILSON, Company "I," 31st Infantry.

CHARGE 1st.—"Misbehavior in the face of the enemy."

SPECIFICATION—In this, that Private G. E. T. Wilson, late Corporal, Company "I," 31st U. S. Infantry, a duly enlisted soldier in the service of the United States, being in charge of a working party, felling and hauling timber, did, on the approach of a party of

hostile Indians, in a most cowardly manner, run away without making a stand with his party to resist the enemy, or even trying to offer any resistance whatever, and shamefully abandon a team put under his charge, thereby causing the loss of five (5) mules, the property of the United States.

All this at or near Fort Stevenson, D. T., on or about the 11th day of October, 1867.

CHARGE 2d—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this, that he, the said Corporal G. E. T. Wilson, now private, Company "I," 31st U. S. Infantry, while in charge of a party cutting timber upon the south bank of the Missouri River, opposite Fort Stevenson, D. T., having been ordered, the day following that upon which his party had been attacked by Indians, to go to the timber, a distance of a mile or thereabouts, from the quarters of his party, and get the implements and tools with which said party had been working, did after having proceeded a few hundred yards, take from his party two or more men, abandon his detachment, without placing any one in charge of it, and without the knowledge of a portion of the detachment, and return to his quarters.

All this at or near Fort Stevenson, D. T., on or about the 12th day of October, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDING.

Of the specification to the 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification to the 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, the said Private George E. T. Wilson, "I" Company, 31st U. S. Infantry, "*To forfeit all pay and allowances that are now, or may become due; to be paraded in view of the troops at the post where he may be serving, with*"

a placard on his back, with the word "COWARD," painted in large letters thereon; to be dishonorably discharged the service of the United States, and to be confined at hard labor in such State penitentiary as may be designated by the Department Commander, for the period of two (2) years."

12th. JOHN HARRIS, Artificer, Company "I," 31st Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline"

SPECIFICATION 1st—In this, that Artificer John Harris, "I" Company, 31st Infantry, a duly enlisted soldier in the service of the United States, did violently lay hands on Corporal Juan L. Fuller, "I" Company, 31st U. S. Infantry, in the manner following, to wit: When he, the said Corporal Juan L. Fuller, "I" Company, 31st U. S. Infantry, went to a stove in the quarters of "I" Company, 31st U. S. Infantry, with a shovel, for the purpose of taking coals therefrom, to light another fire, he, the said Artificer, John Harris, "I" Company, 31st Infantry, caught hold of the said Corporal Juan L. Fuller, "I" Company, 31st Infantry, and did push him violently, and prevent his going to the stove.

All this at or near Fort Stevenson, D. T., on or about the 20th day of February, 1868.

SPECIFICATION 2d—In this, that he, the said Artificer, John Harris, "I" Company, 31st U. S. Infantry, did kick a shovel out of the hands of Corporal Juan L. Fuller, "I" Company, 31st U. S. Infantry, and call him "a God damn liar," or words to that effect.

All this at or near Fort Stevenson, D. T., on or about the 20th day of February, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the 1st specification to the charge—"Guilty."

Of the 2d specification to the charge—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, the said artificer John

Harris, Company "I," 31st Infantry, "*To be confined in charge of the guard for (30) thirty days, and carry a log weighing (20) twenty pounds, from Reveille until Retreat, during that time allowing (20) twenty minutes for each meal, and to forfeit (\$12) twelve dollars of his monthly pay.*

13th. Private ADAM KESSLER, Company "I," 31st Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this, that Private Adam Kessler, Company "I," 31st Infantry, a duly enlisted soldier in the service of the United States, did lay hands on, and violently interfere with Corporal Juan L. Fuller, Co. "I," 31st Infantry, he, the said Corporal Juan L. Fuller being then and there in the execution of his office as a non commissioned officer of the Company, in the manner following, to wit :

When he, the said Corporal Juan L. Fuller, Company "I," 31st Infantry, was quelling an act of insubordination, he, the said Private Adam Kessler, Company "I," 31st U. S. Infantry, did violently lay hands on him, the said Corporal Juan L. Fuller, and push him, making use of the following expression, "No foul play here," or words to that effect.

All this at or near Fort Stevenson, D. T., on or about the 20th day of February, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification to the charge—"Not Guilty."

Of the charge—"Not Guilty."

And the Court does therefore acquit him.

14th. Corporal FRANK WILSON, Company "H," 31st U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION 1st—In this, that he, Frank Wilson, Corporal Co. "H," 31st U. S. Infantry, did, in the presence of privates and

and commissioned officers of Co. "H," 31st U. S. Infantry, complain of the quality of the meat rations furnished him.

This at Fort Stevenson, D. T., on or about March 4th, 1868.

SPECIFICATION 2d—In this, that he, Corporal Frank Wilson, Co. "H," 31st U. S. Infantry, did use insubordinate and mutinous language in the presence of privates and non commissioned officers of Company "H," 31st Infantry, saying, "If they, (meaning the enlisted men of the Company.) could not get the matter attended to, of getting better rations, they must attend to it themselves," or words to that effect.

This at Fort Stevenson, D. T., on or about March 4th, 1868.

To which charge and specifications the accused pleaded as follows :

To the 1st specification of the charge—"Guilty."

To the 2d specification of the charge—"Not Guilty."

To the charge—"Guilty."

FINDING.

Of the 1st specification to the charge—"Guilty."

Of the 2d specification to the charge—"Not Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, the said Corporal Frank Wilson, Company "H," 31st U. S. Infantry, "*To be reduced to the rank of a private soldier.*"

15th. Corporal JUAN L. FULLER, Company "I," 31st U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

SPECIFICATION—In this, that Juan L. Fuller, a Corporal of Company "I," 31st U. S. Infantry, went to the company kitchen and demanded some tea, after he had received his allowance of coffee. Sergeant James Holmes, Co. "I," 31st Infantry, who was in charge of the kitchen, informed him that there was none, whereupon he, Corporal Juan L. Fuller, Co. "I," 31st U. S. Infantry, replied that he "knew a damned sight better," and when Sergeant James

Holmes, Co. "I," 31st Infantry, threatened to report him, Corporal Juan L. Fuller, Co. "I," 31st Infantry, made answer in the presence of enlisted men of the Company,—“Report and be damned”

All this at Fort Stevenson, D. T., on or about the 3d day of March, 1868.

To which charge and specification the accused pleaded “Not Guilty.”

FINDING

Of the specification to the charge—“Guilty,” except the words—*“After he had received his allowance of coffee. Sergeant James Holmes, Co. ‘I,’ 31st Infantry, who was in charge of the kitchen, informed him that there was none, whereupon he, Corporal Juan L. Fuller, Co. ‘I,’ 31st Infantry, replied that he knew a damned sight better.”*

Of the charge—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Corporal Juan L. Fuller, “I” Company, 31st U. S. Infantry, *“To be reprimanded by his Company Commander in orders.”*

16th. Private J. W. HAMILTON, Company “I,” 31st Infantry.

CHARGE—“Conduct prejudicial to good order and military discipline.”

SPECIFICATION—In this, that he, Private J. W. Hamilton, Company “I,” 31st Infantry, a duly enlisted soldier in the United States service, and employed on extra duty in the Quartermaster’s Department, cutting timber, did leave his party without permission, and return to Fort Stevenson, D. T., and did remain away until the following day.

All this at or near Fort Stevenson, D. T., on or about the 14th day of March, 1868.

To which charge and specification the accused pleaded “Guilty.”

FINDING.

Of the specification to the charge—“Guilty.”

Of the charge—“Guilty.”

SENTENCE.

And the Court do therefore sentence him, Private J. W. Hamilton, "I" Company, 31st Infantry, "*To be confined at hard labor under charge of the guard, for two (2) months, and to forfeit (\$8) eight dollars of his pay per month for the same period*"

17th. Corporal DANIEL KEEFE, Company "I," 31st Infantry.

CHARGE—"Neglect of duty."

SPECIFICATION—In this, that Corporal Daniel Keefe, "I" Company, 31st U. S. Infantry, while on duty as Corporal of the guard, did neglect in posting his relief to relieve No. 5, but sent one of his relief from the Guard House, with instructions to relieve the sentinel then on post, while he proceeded with the relief to other posts.

All this at or near Fort Stevenson, D. T., on or about the morning of March 19th, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Corporal Daniel Keefe, Company "I," 31st Infantry "*To be reduced to the ranks.*"

18th. Private WILLIAM H. CHAPMAN, unassigned recruit, 13th Infantry.

CHARGE—"Sleeping on post."

SPECIFICATION—That he, Private WILLIAM H. CHAPMAN, unassigned recruit, 13th Infantry, having been duly posted as a sentinel, was found asleep on his post between the hours of 3 and 4 o'clock A. M., when visited by the Officer of the Day.

This at Fort Stevenson, D. T., on or about the 15th of April, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, unassigned recruit William H. Chapman, 13th Regiment of U. S. Infantry, "*To be confined at hard labor for the period of twelve (12) months, wearing a ball weighing (24) twenty four pounds attached to his left leg by a log chain (6) six feet long, and to forfeit his pay for the same period.*"

19th. Sergeant LEWIS G. DUNCAN, Co. "H," 31st Infantry.

CHARGE 1st—Disobedience of Orders.

SPECIFICATION—In this, that Sergeant Lewis G. Duncan, Co. "H," 31st Infantry, therebeing orders from his Commanding Officer, Captain and Bvt. Lieut Colonel A. M. Powell, not to brew any beer for the Company, did disobey said order, and did make or brew, and was accessory thereto, one keg of beer. This at or near Fort Stevenson, D. T., on or about the 22d day of December, 1867.

CHARGE 2d—Conduct to the prejudice of good order and military discipline.

SPECIFICATION—In this, that he, Sergeant Lewis G. Duncan, Co. "H," 31st U. S. Infantry, when in arrest, did, in a communication addressed to his superior officer, Cap't and Bvt. Lt. Col. A. M. Powell, 31st U. S. Infantry, requesting a hearing or interview, use language conveying a threat unless his request was complied with, in words and figures, to wit: "If this is not granted, I must in duty to myself apply to the Regimental Commander, under Paragraph 35, Rules and Articles of War." This at or near Fort Stevenson, D. T., on or about the 1st day of January, 1868.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification of the 2d charge—"Guilty," except the words—"Conveying a threat, unless his request was complied with."

To the 2d charge—"Not Guilty."

FINDING.

Of the specification of the 1st charge—"Guilty," except the words—"one key of."

Of the 1st charge—"Guilty."

Of the specification of the 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE

And the Court do therefore sentence him, Sergeant Lewis G. Duncan, "H" Company, 31st Regiment Infantry, *"To be reduced to the ranks, and to be confined at hard labor under charge of the guard, for four months, and to forfeit his pay for the same period."*

20th. Sergeant JAMES P. BEANS, Company "H," 31st Infantry.

CHARGE—Conduct to the prejudice of good order and military discipline.

SPECIFICATION 1ST—In this, that he, Sergeant James P. Beans, Co "H," 31st U. S. Infantry, being the only non-commissioned officer, with a party under command of 2d Lt. R. F. Walborn, 31st U. S. Infantry, sent in pursuit of deserters, did see and recognize one (1) or more of said deserters entering or approaching the village of St. Joseph, D. T., and failed to report that he had seen them, to his superior and commanding officer, Lieut. R. F. Walborn, 31st U. S. Infantry. All this at or near Saint Joseph, D. T., on or about September 19th, 1867.

SPECIFICATION 2D—In this, that he, Serg't James P. Beans, Co. "H," 31st U. S. Infantry, being the only non-commissioned officer with a party under command of 2d Lieut. R. F. Walborn, 31st U. S. Infantry, sent in pursuit of deserters, did see and recognize one (1) or more of said deserters of which Lieut. R. F. Walborn, 31st U. S. Infantry, was in pursuit, entering or approaching the village of Saint Joseph, D. T., in which Lieut. R. F. Walborn, 31st Infantry, had posted his detachment for the apprehension of said deserters, and did make signs, signals, or otherwise warn them, said one (1) or more deserters not to come into the village, thereby aiding them to escape. All this at or near Saint Joseph, D. T., on or about September 19th, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge—"Guilty," except the words—"and failed to report that he had seen them, to his superior and commanding officer, Lieut. R. F. Walborn, 31st U. S. Infantry."

To the 2d specification of the charge—"Guilty," except the words, "did make signs, signals or otherwise, warn them, said one (1) or more deserters not to come into the village, thereby aiding them to escape."

To the charge—"Not Guilty."

FINDING.

Of the 1st specification to the charge—"Guilty."

Of the 2d specification to the charge—"Not Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, the said Sergeant James P. Beans, "H" Company, 31st Infantry, "*To be reduced to the ranks, and to forfeit six (6) dollars per month of his monthly pay, for the period of four (4) months.*"

21st. Sergeant SAMUEL POTTER, Co. "I," 31st Infantry.

CHARGE—Conduct prejudicial to good order and military discipline.

SPECIFICATION 1st—That Samuel Potter, a Sergeant of Co. "I," 31st Infantry, when detailed on general police duty by 1st Sergeant Christopher Heins, Co. "I," 31st Infantry, did make use of the following language in the presence of enlisted men in the Company mess room, to wit: "I'll be damned if I police for any of those damned officers; I'll go to the doctor, and if he don't excuse me, I'll go to the river bank and they can put me under arrest and take their stripes," or words to that effect. All this at Fort Stevenson, D. T., on or about the 14th April, 1868.

SPECIFICATION 2d—That he, the said Samuel Potter, Sergeant Co. "I," 31st Infantry, did use disorderly language in the mess room of Co. "I," 31st Infantry, and upon being ordered by 1st Sergeant Christopher Heins, Co. "I," 31st Infantry, to keep quiet, did leave his

sent and take off his belts, for the purpose of fighting 1st Sergeant Christopher Heins, Co. "I," 31st Infantry, and speak in a disrespectful and threatening manner to him in words, to wit: "I have the belts off for you, I don't care a damn for the belts or stripes," or words to that effect. All this at Fort Stevenson, D. T., on or about the 17th of April, 1868

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Guilty," except the words, "for any of those damned officers."

To the 2d specification—"Not Guilty."

To the charge—"Guilty."

FINDING.

Of the 1st specification to the charge—"Guilty."

Of the 2d specification to the charge—"Guilty," except the words—"I don't care a damn for the belts or stripes," or words to that effect.

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Samuel Potter, Sergeant Co. "I," 31st U. S. Infantry, *"To be reduced to the ranks; to be confined at hard labor, under charge of the guard, for six (6) months, and to forfeit ten dollars (\$10) of his monthly pay per month for the same period."*

22d. Sergeant JAMES LINGAFELTER, Co. "II," 31st Infantry.

CHARGE—Conduct prejudicial to good order and military discipline.

SPECIFICATION—In this that Sergeant James Lingafelter, Co. "II," 31st U. S. Infantry, having been ordered by the officer of the day to report to 1st Sergeant James Waters, "II" Company, 31st Infantry, in arrest, and when asked by him the reason, made answer, "I suppose for allowing those men, 'meaning Corporals Adams, Curry and Murray,' to leave the guard house; I would not keep my friends in the guard house for any God damned officer in the garrison," or words to that effect. All this at or near Fort Stevenson, D. T., on or about the 25th day of April, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Sergeant James Lingafelter, Co. "H," 31st Infantry, *"To be reduced to the ranks, and to forfeit (§5) five dollars per month of his monthly pay for the period of six (6) months."*

23d. Private JOHN STOUT, Co. "K," 31st Infantry.

CHARGE--Deserting his post.

SPECIFICATION--In this, that he, John Stout, a private of Co. "K," 31st Infantry, having been regularly posted as a sentinel, did leave his post without being properly relieved. This on the road between Fort Totten, D. T. and Fort Stevenson, D. T., on or about the 7th day of September, 1867, between the hours of 2 and 4 A. M.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification--"Not Guilty."

Of the charge--"Not Guilty."

And the Court does therefore acquit him

24th. Private MARTIN MCGUIRE, Co. "K," 31st Infantry.

CHARGE--Conduct prejudicial to good order and military discipline.

SPECIFICATION 1ST--In this that he, the said Private Martin McGuire, Co. "K," 31st U. S. Infantry, did, when detailed for guard, say that it was not his turn, and did call Corporal Galligan, Co. "K," 31st U. S. Infantry, in charge of detachment, "a damn liar and a son of-a-bitch."

All this at or near Camp Stevenson, on or about the 10th day of September, 1867.

SPECIFICATION 2D--In this, that he, the said Private Martin Me-

Guire, Co. "K," 31st U. S. Infantry, did, when detailed for guard, refuse to go on duty as guard, and did call Corporal Galligan, Co. "K," 31st U. S. Infantry, in charge, "a damn liar and a son of-a-bitch." All this at or near Camp Stevenson, on or about the 10th day of September, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDING.

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Martin McGuire, Co. "K," 31st U. S. Infantry, "*To be confined at hard labor in charge of the guard, with a ball weighing (24) twenty four pounds, attached to his left ankle, by a chain six (6) feet long, for six (6) months, and forfeit (\$10) ten dollars per month of his monthly pay for the same period.*"

25th Private PATRICK SHARKEY, Co. "K," 31st Infantry.

CHARGE—Deserting his post.

SPECIFICATION—In this that he, Patrick Sharkey, a private Company "K," 31st Infantry, having been regularly posted as a sentinel, did leave his post before being properly relieved. This on the road between Fort Totten, D. T., and Fort Stevenson, D. T., on or about the 7th day of September, 1867, between the hours of 2 and 4 A. M.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Not Guilty."

Of the charge—"Not Guilty."

And the Court do therefore acquit him.

26th. Private JOHN LARKIN, Co. "D," 31st Infantry.

CHARGE—Conduct prejudicial to good order and military discipline.

SPECIFICATION 1ST—In this that he, the said John Larkin, Private Co. "D," 31st U. S. Infantry, when a guard was being detailed, did call Corporal Galligan, Co. "K," 31st U.S. Infantry, "a son-of-a-bitch," he, Corporal Galligan, being then and there in the execution of his duty as a non-commissioned officer. All this at or near Fort Stevenson, D. T., on or about the 10th day of September, 1867.

SPECIFICATION 2D—In this that he, the said Private John Larkin, Co. "D," 31st U. S. Infantry, did, when a guard was being detailed, strike Corporal Galligan, of Company "K," 31st U. S. Infantry, with his fist, he, Corporal Galligan, being then and there in the execution of his duty as a non-commissioned officer. All this at or near Fort Stevenson, D. T., on or about the 10th day of September, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDING.

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Not Guilty."

Of the charge—"Not Guilty."

And the Court does therefore acquit him.

PAR. II. The proceedings, finding and sentence in the foregoing cases of Privates Samuel A. Kannady, John W. Robinson, Company "H," Corporal Frank Wilson, Co. "H," Corporal Juan L. Fuller, Corporal Daniel Keefe and Private J. W. Hamilton, Company "I," 31st Infantry, are in each case approved, and the sentence will be carried into execution at the post where the prisoners' Company are or may be serving.

2d. The proceedings, finding and acquittal of the Court in the foregoing cases of Corporal Bernard Haffey, Privates Adam Kessler, J. Morris and W. F. Ward, Company "I," Privates Thomas Vernon and Charles Gates, Co. "H," Privates Patrick Sharkey and John Stout, Company "K," and Private John Larkin, Company "D," all of the 31st Infantry, are in each case approved. They will be released from confinement and returned to duty.

3d. The proceedings, findings and sentence in the foregoing cases of Privates William Hickey and John G. Foley, Co. "I," 31st In-

fantry, and Private William H. Chapman, unassigned Recruit, 13th U. S. Infantry, are approved. In consideration of the long confinement of the accused, the sentence is in each case mitigated to confinement at hard labor, in charge of the guard, for the period of six (6) months, and forfeiture of their pay for the same period. So much of the sentence as prescribes the wearing of a ball and chain, is in each case remitted. As thus modified the sentence in each case will be carried into execution at the post where the prisoners' Company are or may be serving.

4th. The proceedings, findings and sentence in the foregoing case of Private Eugene W. Beal, Company "H," 31st Infantry, are approved. So much of the sentence as prescribes the wearing of a ball and chain, is remitted. The sentence is mitigated to confinement at hard labor under charge of the guard for the period of twelve calendar months, or until the expiration of his term of enlistment, and forfeiture, during the same period, of all pay and allowances now due or that may become due him, except the just dues of the laundress, and one dollar per month of his monthly pay, and clothing necessary for fatigue purposes; at the expiration of his confinement for twelve calendar months or of his term of enlistment, if occurring sooner, the prisoner will be drummed out of the service. As thus modified the sentence will be carried into execution at the post where the prisoner's Company is or may be serving.

5th. The proceedings and findings in the foregoing case of Private George E. T. Wilson, Co. "I," 31st Infantry, are approved. So much of the sentence as imposes confinement at hard labor in a penitentiary, is disapproved. The remainder of the sentence is approved and will be carried into execution.

6th. The proceedings, findings and sentence in the foregoing case of Artificer John Harris, Company "I," 31st Infantry, are approved. So much of the sentence as requires the accused "to carry a log weighing twenty (20) pounds from Reveille until Retreat," during the period of his confinement, is remitted. The remainder of the sentence will be carried into execution at the post where his company may be serving.

7th. The proceedings, findings and sentence in the foregoing case of Sergeant Lewis G. Duncan, Co. "H," 31st Infantry, are approved.

Upon the recommendation of the Court, and in consideration of his previous good character as a soldier, the sentence is mitigated to forfeiture of his monthly pay for the period of two (2) months. Sergeant Duncan will be released from arrest and returned to duty.

8th. In the foregoing case of Sergeant James P. Beans, Company "II," 31st Infantry, the finding of the Court upon the first specification, is not supported by the evidence. The testimony of Lient. Walborn, who was in command of the party at the time of the alleged commission of the offense, is clear and positive that the accused reported to him the fact that the deserters had been seen, and the witness further states that in his opinion this report was made without unnecessary delay. There is no positive evidence that the accused failed to report that he had himself seen the deserters. The finding of "guilty" upon the first specification and the charge, is disapproved. The prisoner will be released from arrest and returned to duty.

9th. The proceedings in the foregoing case of Sergeant Samuel Potter, Co. "I," 31st Infantry, are approved. The testimony in support of the 2d specification, shows a want of discipline in the higher non-commissioned officers of the Company, but does not warrant the finding on this specification. It is therefore disapproved. The finding on the 1st specification, and the sentence, are approved. The sentence is mitigated to reduction to the ranks and confinement at hard labor in charge of the guard for the period of three months, and forfeiture of ten dollars per month of his monthly pay for the same period.

10th. The proceedings in the foregoing case of Sergeant James Lingafelter, Co. "II," 31st Infantry, are approved. The evidence in regard to his conversation with Sergeant Waters, is not sufficiently conclusive to warrant a conviction. The finding and sentence are disapproved. He will be released from arrest and returned to duty.

11th. The proceedings in the foregoing case of Private Martin McGuire Co. "K," 31st Infantry, are approved. The testimony as adduced in this case would seem to attach more censure to those who are responsible for the discipline of Company "K," 31st Infantry, and of the non commissioned officers, than to the undisciplined soldier.

It is not sufficiently conclusive to warrant the conviction of the prisoner. The finding and sentence are disapproved. The prisoner will be released from arrest and returned to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adj't, General.

OFFICIAL.



1st Lieut. 31st Infantry.

Judge Advocate Dep't of Dakota.

G. C. M.

1. Private Emil Nelson, Company "K," 22d Infantry.
 2. " John Williams, " "K," " "
 3. " Edw. H. Allison, " "K," " "
 4. Corporal John W. Fisher, " "B," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., July 24, 1868.

GENERAL ORDERS, }
No. 23. }

I. . Before a General Court Martial, which convened at Fort Rice, D. T., per Special Orders No. 146, Series of 1867, from these Headquarters, and of which Lt. Col. E. S. Otis, 22d Infantry, Bvt Col. U. S. A., is President, were arraigned and tried :—

1st. Private Emil Nelson, Company "K," 22d Infantry.

CHARGE—"Violation of the 46th Article of War."

SPECIFICATION—In this, that he, Private Emil Nelson, of Company "K," 22d U. S. Infantry, having been duly posted as a sentinel, did leave his post before being regularly relieved. This at Fort Rice, D. T., between the hours of Retreat and 9 o'clock, P. M., on or about the 21st day of September, 1867.

To which charge and specification the prisoner pleaded—"Not Guilty."

FINDING.

Of the specification—"Guilty," but attach no criminality thereto.
Of the charge—"Not Guilty."

And the Court does therefore acquit him.

2d. Private John Williams, Company "K," 22d Infantry.

CHARGE 1st—"Violation of the 46th Article of War."

SPECIFICATION—In this, that he, John Williams, private, Company "K," 22d Infantry, an enlisted soldier in the service of the United States, having been duly posted as a sentinel over the building containing the Saw Mill, did, before being regularly relieved, leave his post, and enter the building, where he was found by the Officer of the Day.

This at Fort Rice, D. T., on or about the morning of the 7th of October, 1867.

CHARGE 2d—"Neglect of duty, to the prejudice of good order and military discipline."

SPECIFICATION—In this, that he, John Williams, private, Company "K," 22d U. S. Infantry, while on duty as a sentinel at the Saw Mill, did, during the prevalence of a very high wind, enter the building, and built, or assisted in the building of a fire in the same, and remained within the building, and in a position in which the proper performance of duty was impossible, until found by the Officer of the Day.

All this at Fort Rice, D. T., on or about the morning of the 7th of October, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the specification to 1st charge,—“Not Guilty.”

Of the 1st charge,—“Not Guilty.”

Of the specification to the 2d charge,—“Guilty.”

Of the 2d charge,—“Guilty.”

SENTENCE.

And the Court does therefore sentence him, Private John Williams, Co. "K," 22d Infantry, "*To be confined at hard labor, under charge of the guard, for three (3) months, and to forfeit all pay and allowances for the same period.*"

3d. Private Edward H. Allison, Company "K," 22d Infantry.

CHARGE 1st—"Violation of the 46th Article of War"

SPECIFICATION—In this, that he, Edward H. Allison, private, Company "K," 22d Infantry, an enlisted soldier in the service of the United States, having been duly posted as a sentinel over the building containing the Saw Mill, did, before being regularly relieved, leave his post and enter the building, where he was found by the Officer of the Day.

This at Fort Riee, D. T., on or about the morning of the 7th of October, 1867.

CHARGE 2d—"Neglect of duty, to the prejudice of good order and military discipline."

SPECIFICATION—In this, that he, Edward H. Allison, private of Company "K," 22d Infantry, an enlisted soldier in the service of the United States, while on duty as a sentinel at the Saw Mill, did, during the prevalence of a very high wind, enter the building, and build, or assist in, or connived at the building of a fire in the same, and remained within the building, and in a position in which the proper performance of duty was impossible, until found by the Officer of the Day.

All this at Fort Riee, D. T., on or about the morning of the 7th of October, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the specification to the 1st charge,—"*Not Guilty.*"

Of the 1st charge,—"*Not Guilty.*"

Of the specification to the 2d charge,—"*Guilty.*"

Of the 2d charge,—"*Guilty.*"

SENTENCE.

And the Court does therefore sentence him, the said Private Edward H. Allison, Company "K," 22d Infantry, "*To be confined at hard labor, for (3) three months, under charge of a guard, and to forfeit all pay and allowances for the same period.*"

4th. Corporal John W. Fisher, Company "B," 22d Infantry :

CHARGE—Insubordinate conduct, to the prejudice of good order and military discipline.

SPECIFICATION—In this, that the said John W. Fisher, an enlisted soldier in the service of the United States, and Corporal of "B" Company, 22d Infantry, was guilty of riotous and insubordinate conduct, he having thrown the bread issued to him as a part of his ration, out upon the parade of the garrison, and on a very conspicuous part thereof, and by his action did incite a number of privates of said Company to cast out upon the parade the ration of bread which they received, and having been arrested for committing the offense, did act in a very careless and indifferent manner, very unbecoming a non-commissioned officer, and tending to destroy the good order and discipline of the command. This at Fort Rice, D. T., on or about the ninth day of November, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the Specification, "Guilty," except the words, "and by his action did incite a number of privates of said Company to cast out upon the parade the ration of bread which they received."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, the said Corporal John W. Fisher, Co. "B," 22d Infantry, "*To be reduced to the rank of a private soldier ; to be confined at hard labor under charge of a guard for three (3) months, and to forfeit all pay and allowances for the same period.*"

II..The proceedings, findings and sentence of the Court in the foregoing cases of Privates John Williams and Edward H. Allison, Co. "K," and Corporal John W. Fisher, Co. "B," 22d Infantry, in each case are approved.

The sentence will, in each case, be carried into execution at the post where their Company may be serving.

The proceedings, findings and acquittal, of the Court in the foregoing case of Private Emil Nelson, Co "K," 22d Infantry, are approved. He will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adj't General,

OFFICIAL.

1st Lieut. 31st U. S. Infantry,
Judge Advocate Department of Dakota.







G. C. M.

1. Private John Kerwin, Company "F," 22d U. S. Infantry.
 2. Private James McCauley " " "F." " " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., July 25, 1868.

GENERAL ORDERS. }
No. 24. }

PAR. I..Before a General Court Martial, which convened at Fort Sully, Dakota Territory, per Special Orders No. 101, Headquarters Department Dakota, St. Paul, Minn., Sept. 12, 1867, and of which Captain Charles A. Webb, Brevet Major U. S. A., is President, were arraigned and tried:

1. Private John Kerwin, Company "F," 22d U. S. Infantry.

CHARGE 1st.—"Desertion."

SPECIFICATION.—In this, that he, Private John Kerwin, Company "F," 22d Infantry, a duly enlisted soldier in the service of the United States, did desert said service, and did remain absent until apprehended.

All this at or near Fort Randall, D. T., between October 6th and 10th, 1867.

CHARGE 2d.—"Conduct to the prejudice of good order and military "discipline."

SPECIFICATION.—In this, that he, John Kerwin, a private of Company "F," 22d Infantry, did break into the private dwelling of a citizen, one John Andrews, by taking out a window, and did feloniously take, with the intention of appropriating to his own use and benefit, one coat, one pair of pants, and one vest, valued at thirty-four (34) dollars.

All this at or near Bon Homme, D. T., on or about the 8th day of October, 1867.

To which charges and specifications the prisoner pleaded "Guilty."

FINDING.

Of the specification to the 1st charge,—“Guilty.”

Of the 1st charge,—“Guilty.”

Of the specification to the 2d charge,—“Guilty.”

Of the second charge,—“Guilty.”

SENTENCE.

And the Court does therefore sentence him, Private John Kerwin, Company “F,” 22d U. S. Infantry, *“To forfeit to the United States all pay now due, or that may become due him, for the period of one year from date of sentence, and be confined at hard labor under charge of the guard, for one year from date of confinement.”*

2d. Private James McCauley, Company “F,” 22d U. S. Infantry.
CHARGE.—“Desertion.”

SPECIFICATION.—In this, that he, Private James McCauley, Co. “F,” 22d U. S. Infantry, did desert the service of the United States, and remained absent until apprehended.

This at Fort Randall, D. T., on or about the 17th day of August, 1867. Thirty (30) dollars paid for apprehension.

To which charge and specification the prisoner pleaded “Guilty.”

FINDING.

Of the specification.—“Guilty.”

Of the charge.—“Guilty.”

SENTENCE.

And the Court does therefore sentence him, Private James McCauley, Company “F,” 22d U. S. Infantry, *“To forfeit all pay now due, or that may become due him, for the period of one year from date of sentence, and to be confined at hard labor in charge of the guard, for one year from date of confinement.”*

PAR II. The proceedings, findings and sentence in the foregoing

case of Private John Kerwin, Company "F," 22d Infantry, are approved. The sentence will be carried into execution at the post where his Company may be serving.

The proceedings, finding and sentence in the foregoing case of Private James McCauley, Company "F," 22d Infantry, are approved.

In consideration of the long confinement of the accused, the sentence is mitigated to forfeiture of all pay now due or that may become due him, for the period of eight calendar months, and confinement at hard labor in charge of the guard, for the same period. As thus modified, the sentence will be carried into execution at the post where his Company is or may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREEN,

Assistant Adj't. General.

OFFICIAL.

1st Lieut. 31st Infantry.

Judge Advocate Dep't of Dakota.



G. C. M.

1. Private Joseph Leon, Company "B," 13th U. S. Infantry.
 2. Private Henry Flynn, " "E," " "
 3. Corporal William H. Marshall, Company "H," "
 4. Private William Robson, " "H," "
 5. Private Louis Sievers, " "H," "
 6. Private John Crowley, " "E," "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., July 27, 1868.

GENERAL ORDERS, }
No. 25. }

1. Before a General Court Martial which convened at Camp Cooke, M. T., per Special Orders No. 108, of September 30th, 1867, from these Headquarters, and of which Lieut. Colonel George L. Andrews, Brevet Colonel U. S. A., is President, were arraigned and tried :

Private JOSEPH LEON, Company "B," 13th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline.

Specification 1st—In this, that he, Private Joseph Leon, Co. "B," 13th Infantry, did enter through a window, the subsistence store-house at Camp Cooke, M. T., and did take from said store-house one box of tobacco containing forty-three (43) pounds, the property of the United States, and did appropriate the same to his own use.

This at Camp Cooke, M. T., on or about the night of the 17th of January, 1868.

Specification 2d—In this, that he, Private Joseph Leon, Co. "B," 13th U. S. Infantry, being a member of the guard, mounted at Camp Cooke, M. T., on or about the 17th day of January, 1868, did, while on post as sentinel on the subsistence store-house, leave and quit his post without being regularly relieved, and did enter said subsistence store-house for the purpose of committing larceny, and did steal, take, and carry away one box of tobacco, containing forty three (43) pounds, the property of the United States.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Not Guilty."

Of the charge—"Not Guilty."

And the Court do therefore acquit him, Private Joseph Leon, Co. "B," 13th Infantry.

Private HENRY FLYNN, Company "E," 13th U. S. Infantry.

CHARGE 1st—"Larceny, to the prejudice of good order and military discipline.

Specification—In this, that he, Private Henry Flynn, Co. "E," 13th U. S. Infantry, did, with felonious intent, enter the Quartermaster's store house at Camp Cooke, M. T., and did steal, take and carry away, five (5) cavalry greatcoats, the property of the United States, and did appropriate the same to his own use.

This at Camp Cooke, M. T., on or about the 15th day of December, 1867.

CHARGE 2d—"Selling Government clothing."

Specification—In this, that he, Private Henry Flynn, did sell to Private Charles Waterhouse, Co. "E," 13th U. S. Infantry, one cavalry greatcoat for twenty (\$20) dollars. This in violation of the 38th Article of War.

This at Camp Cooke M. T., on or about the 25th day of December, 1867.

To which charge and specification, the prisoner pleaded—"Not Guilty."

FINDING.

Of the specification of the 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification to the 2d charge—"Guilty," except the words—"This in violation of the 38th Article of War." but attach no criminality thereto.

Of the 2d charge—"Not Guilty."

And the Court does therefore acquit him, Private Henry Flynn, Company "E," 13th U. S. Infantry.

3d. Corporal WILLIAM H. MARSHALL, Company "H," 13th Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Corporal William H. Marshall, Co.

"H," 13th Infantry, a duly enlisted soldier in the service of the United States, did, on or about the 13th day of June, 1867, desert his company and regiment at Camp Clinton, near Fort Benton, Montana Territory, and did remain absent without permission from proper authority until the 26th day of February, 1868, when he surrendered himself up as a deserter at Fort Benton, Montana Territory.

This at Camp Clinton, near Fort Benton, Montana Territory, on or about the 13th day of June, 1867.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Corporal William H. Marshall, Company "H," 13th Infantry, "*To be reduced to the ranks as a private soldier, to be confined at hard labor in charge of a guard,*"

wearing a twenty-four (24) pound weight, attached to his leg by a suitable chain ; to forfeit to the United States fifteen dollars of his monthly pay and all allowances, except necessary clothing, during his whole term of service ; to be indelibly marked on the left hip with the letter "D," one and one-half inches long, three days prior to the expiration of his term of service, and at its expiration, to have his head shaved and be drummed out of the service "

4th. Private WILLIAM ROBSON, Company "II," 13th Infantry.

CHARGE—Deserting his post.

Specification—In this, that he, William Robson, a private of Co. "II," 13th U. S. Infantry, being duly posted as a sentinel on Post No. 3, at the corral at Camp Cooke, M. T., did leave his post about 4 o'clock, on the morning of the 5th of April, 1868, without being properly relieved. This at Camp Cooke, M. T., on the 5th of April, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private William Robson, Company "II," 13th Infantry, "*To be confined at hard labor in charge of the guard, for a period of twelve (12) months, and to forfeit to the United States (\$15) fifteen dollars per month of his monthly pay for the same period.*"

5th. Private LOUIS SIEVERS, Company "II," 13th Infantry.

CHARGE—Violation of the 46th Article of War.

Specification 1st—In this, that he, Louis Sievers, a Private of Company "II," 13th Infantry, a member of the guard and duly posted as a sentinel on Post No. 2, on the morning of the 21st day of March, 1868, did leave his post without being properly relieved. This at Camp Cooke, M. T., on or about the time specified.

Specification 2d—In this, that he, Louis Sievers, a private of Company "H," 13th Infantry, a member of the guard and posted as a sentinel on Post No. 2, did leave his post and quit his arms, and go into the kitchen of Company "B," 13th Infantry, without being properly relieved.

All this at Camp Cooke, M. T., on or about the 21st day of March, 1868.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Guilty."

To the 2d specification—"Guilty," except the words—"and did quit his arms;" to these words—"Not Guilty."

To the charge—"Guilty."

FINDING.

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words, "and quit his arms;" of these words—"Not Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Louis Sievers, Company "H," 13th Infantry, "*To be confined at hard labor under charge of the guard for a period of twelve months, wearing a ball weighing twenty-four (24) pounds, attached to one of his legs by a suitable chain, and to forfeit to the United States fifteen dollars (\$15) per month of his monthly pay for the same period.*"

6th. Private JOHN CROWLEY, Co. "E," 13th Infantry.

CHARGE—Conduct to the prejudice of good order and military discipline.

Specification 1st—In this, that he, Private John Crowley, Company "E," 13th Infantry, did, with felonious intent, enter the Quartermaster's storehouse at Camp Cooke, M. T., and did steal, take, and carry away from said storehouse, five (5) cavalry greatcoats, the property of the United States, and did appropriate the same to his own use.

Specification 2d—In this, that he, Private John Crowley, Company "E," 13th Infantry, did barter one cavalry greatcoat to Private Morris McGrath, Company, "E," 13th U. S. Infantry. Th's in violation of an act of Congress, approved March 3d, 1863, sec. 23d.

This at Camp Cooke, M. T., on or about the 12th day of January, 1868.

Specification 3d—In this, that he, Private John Crowley, Co. "E," 13th Infantry, being a member of the guard mounted at Camp Cooke, on or about the 14th day of December, 1867, did, while on post as sentinel on the Quartermaster's storehouse, leave and quit his post without being regularly relieved, for the purpose of committing larceny, and did enter said Quartermaster's storehouse, and steal, take and carry away five (5) cavalry greatcoats, the property of the United States.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Guilty," except the words "*This in violation of an act of Congress approved March 3d, 1863, Sec. 23.*"

To the 3d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDING.

Of the 1st specification—"Guilty." substituting the words one (1) cavalry greatcoat for the words "*Five (5) cavalry greatcoats*"

Of the 2d specification—"Guilty," except the words "*This in violation of an act of Congress approved March 3d 1863, Sec. 23.*"

Of the 3d specification—"Guilty." Substituting the words one (1) cavalry greatcoat for the words "*Five (5) cavalry greatcoats.*"

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private John Crowley, Company "E," 13th U. S. Infantry, "*To forfeit to the United States all pay, allowances and bounty now due or to become due him, except the just dues of the laundress; to be indelibly marked on the right*

hip with the letter "T," one and one half inches long ; to have his head shaved and be drummed out of the service, and to be confined at such penitentiary as the Commanding General may direct, for the term of one year."

PAR. II. The proceedings, findings and acquittal in the foregoing case of Private Joseph Leon, Company "B," 13th Infantry, are approved. The prisoner will be released from confinement and returned to duty.

2d. In the case of Private Henry Flynn, Co. "E," 13th Infantry, so much of the proceedings as relates to the 1st charge, and its specification, are disapproved. Court's martial have no cognizance of crimes when charged in the specific terms of "*Larceny*," "*Theft*," &c. The general charge of "Conduct prejudicial to good order and military discipline," should have been preferred against the prisoner, and the specific acts of which he was guilty, alleged in the specification. The findings and acquittal are approved. He will be released from confinement and returned to duty.

3d. In the case of Corporal WILLIAM H. MARSHALL, Co. "H," 13th U. S. Infantry, the record is fatally defective, the term of imprisonment not being specified.

The gross carelessness of the Judge Advocate of the Court, in making up the record, is most discreditable to him as an officer. It being now impossible to reconvene the Court for the correction of this error, the proceedings, findings and sentence are disapproved. The prisoner will be released from arrest and returned to duty.

4th. The proceedings, findings and sentence in the foregoing case of Private William Robson, Co. "H," 13th Infantry, are approved. Upon the recommendation of the Court and in consideration of the fact that the prisoner was actuated by a mistaken sense of duty, the sentence is remitted. He will be released from arrest and returned to duty.

5th. The proceedings, findings and sentence of the Court in the foregoing case of Private Louis Sievers, Company "H," 13th Infantry, are approved. Upon the recommendation of the Court and in consideration of his youth and previous good character as a soldier, the sentence is mitigated to confinement at hard labor in charge of the guard, for the period of three months, and forfeiture of fifteen dollars

per month of his monthly pay for the same period. So much of the sentence as prescribes the wearing of a ball and chain during his confinement, is remitted. As thus modified the sentence will be carried into execution at the post where the prisoner's Company is or may be serving.

The proceedings and findings in the foregoing case of Private John Crowley, Company "E," 13th Infantry, are approved. So much of the sentence as prescribes the branding of the prisoner with the letter "T," is disapproved. The remainder of the sentence is approved. The sentence of confinement is mitigated to confinement in charge of the guard, for the period of one year. So much of the sentence as prescribes the shaving of the prisoner's head, is remitted.

As thus modified the sentence will be carried into execution at the post where his Company is or may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adj't General.

OFFICIAL.



1st Lieut, 31st U. S. Infantry,
Judge Advocate Department of Dakota.

G. C. M.

1. Private Frederick Honig, Company "F," 13th Infantry.
 2. Hospital Steward Howard D. O'Neil, U. S. Army.
 3. Private Richard Williams, Company "D," 13th Infantry.
 4. Private Henry C. Carper, " "G," " "
 5. Private Thomas Simmons, " "G," " "
 6. Sergeant Marcus Weiler, " "F," " "
 7. Private Peter Thompson, " "D," " "
 8. Private Michael Fitzgerald, " "F," " "
 9. Private Patrick Smith, " "F," " "
 10. Private Elias H. McGregor, " "G," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., July 28, 1868.

GENERAL ORDERS. } No. 26. }

PAR. I. Before a General Court Martial which convened at Fort Ellis, M. T., per Special Orders No. 1. dated Headquarters, Department of Dakota, St. Paul, Minn, January 6th, 1868, and of which Captain R. S. LaMotte, 13th U. S. Infantry, is President, were arraigned and tried :

1st. Private FREDERICK HONIG, Company "F," 13th Infantry.

CHARGE—Conduct to the prejudice of good order and military discipline.

Specification 1st—In this, that he, private Frederick Honig, Company "F," 13th U. S. Infantry, did, in Company with Private Patrick Smith, Company "F," 13th U. S. Infantry, take out of and abstract from the pocket of Private Thomas H. McGill, Company "D," 13th U. S. Infantry, (without the knowledge or permission of the said Private Thomas H. McGill,) the sum of one hundred and fifty dollars (\$150) more or less, and appropriate the same to his own use and benefit.

All this in a saloon at or near the crossing of the Dearborn river, Montana Territory, on or about the 17th day of August, 1867.

Specification 2d—In this, that he, Private Frederick Honig, Company "F," 13th U. S. Infantry, did, in company with Private Patrick Smith, Company "F," 13th U. S. Infantry, take from Corporal Martin Griffin, Company "D," 13th U. S. Infantry, by force and without the permission of the said Corporal Martin Griffin, the sum of two hundred and thirty-five dollars (\$235) more or less, and appropriate the same to his own use and benefit.

All this while on the march from Fort Shaw, M. T., to the Gallatin Valley, M. T., at or near the Dearborn river, Montana Territory, on or about the 17th day of August, 1867.

Specification 2d—In this, that he, Private Frederick Honig, Company "F," 13th U. S. Infantry, did, in company with Private Patrick Smith, Company "F," 13th U. S. Infantry, fall upon, in a violent and hostile manner, and assault Corporal Martin Griffin, Company "D," 13th U. S. Infantry, and beat him with his gun or other heavy weapon, or instrument, to such a degree that he, the said Corporal Martin Griffin when found, was lying in the road in a wounded and insensible condition.

All this while on the march from Fort Shaw, M. T., to the Gallatin Valley, M. T., at or near the Dearborn river, Montana Territory, on or about the 17th day of August, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st specification—"Guilty," with the exception of the words "*In company with Private Patrick Smith, Company 'F,' 13th Infantry.*"

Of the 2d specification—"Guilty."

Of the 3d specification—"Guilty," with the exception of the words "*when found.*"

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Frederick Honig, Company "F," 13th U. S. Infantry, "*To make good to Private Thomas H. McGill of 'D' Company, 13th Infantry, the sum of \$155.01 stolen from him; to Martin Griffin, (late Corporal of Company 'D,' 13th Infantry) the sum of \$117.50 one half of the amount stolen from him; to forfeit to the United States all pay and allowances that are or may become due him over and above the amounts above stated, and the just dues of the bandress; to be dishonorably discharged the service, and to be confined in such military prison or State penitentiary as the General Commanding may designate, for the period of (5) five years.*"

2d HOWARD D. O'NEIL, Hospital Steward U. S. Army.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

Specification--In this, that he, Hospital Steward Howard D. O'Neil, U. S. A., was very much intoxicated when he arrived at Fort Ellis, M. T., and reported to the Commanding Officer for duty.

All this at Fort Ellis, M. T., on the 9th day of April, 1868.

CHARGE 2d—"Drunkenness on duty."

Specification 1st--In this, that he, Hospital Steward Howard D. O'Neil, U. S. A., was, after he had reported to the Commanding Officer at Fort Ellis, M. T., and had been assigned to duty at the Hospital at the said Fort Ellis, M. T., so much under the influence of liquor as to be totally unfit for duty.

All this at Fort Ellis, M. T., on the 10th of April, 1868.

Specification 2d—In this, that he, Hospital Steward Howard D. O'Neil, U. S. A., was, while on duty as Hospital Steward at Fort Ellis, M. T., so much intoxicated as to be entirely unfit for duty.

This at Fort Ellis, M. T., on the 11th of April, 1868.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the specification to the 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification to the 2d charge—"Not Guilty."

Of the 2d specification to the 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Hospital Steward Howard D. O'Neil, U. S. A., "*To be reprimanded in General Orders by the General Commanding the Department.*"

3d. Private RICHARD WILLIAMS, Company "D," 13th Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Private Richard Williams, Company "D," 13th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, on or about the 4th day of July, 1867, absent himself from and desert said service and remain absent until arrested at Helena, M. T., on or about the 4th day of March, 1868

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Richard Williams, Company "D," 13th U. S. Infantry, "*To be confined at hard labor, in charge of the guard, for six (6) months; to make good the time*

he was absent, and to forfeit to the United States all pay and allowances (except the just dues of the laundress,) that are now, or may become due him during the above term of confinement."

4th. Private HENRY C. CARPER, Company "G," 13th Infantry.
CHARGE—"Desertion."

Specification—In this, that he, Private Henry C. Carper, Company "G," 13th U. S. Infantry, an enlisted soldier in the service of the United States, did desert the said service on or about the 2d day of March, 1863, and remained absent until on or about the 6th day of March, 1863, when he was apprehended in citizen's clothes, at or near Gallatin City, M. T., and brought back in charge of a guard

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Henry C. Carper, Company "G," 13th U. S. Infantry, "*To be confined at hard labor in charge of the guard, for six (6) months, and to forfeit to the United States all pay and allowances, (except the just dues of the laundress) for the same period.*"

5th. Private THOMAS SIMMONS, Company "G," 13th Infantry.
CHARGE—"Desertion."

Specification—In this that Private Thomas Simmons, Company "G," 13th U. S. Infantry, an enlisted soldier in the service of the United States, did desert the said service, on or about the 2d day of March, 1863, at Fort Ellis, M. T., and remained absent until on or about the 6th day of March, 1863, when he was apprehended in citizen's clothes, at or near Gallatin City, M. T., and brought back in charge of a guard.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Thomas Simmons, Company "G," 13th U. S. Infantry, "*To be confined at hard labor, under charge of the guard, for six (6) months, and to forfeit to the United States all pay and allowances, (except the just dues of the laundress) for the same period.*"

6th. Sergeant MARCUS WEILER, Company "F," 13th Infantry.

CHARGE—Larceny, to the prejudice of good order and military discipline.

Specification 1st—In this, that he, the said Marcus Weiler, Sergeant Company "F," 13th U. S. Infantry, did feloniously steal, take and carry away two (2) greatcoats, to the value of (\$24) twenty-four dollars, the property of the United States, with intent to appropriate the same to his own use and benefit. This at Fort Shaw, M. T., on or about the 15th day of August, 1867.

Specification 2d.—In this, that he, Marcus Weiler, Sergeant, Company "F," 13th U. S. Infantry, did sell, or otherwise dispose of, to a Government employee, one (1) greatcoat to the value of (\$12) twelve dollars, the property of the United States, and for which 2d Lieut. J. B. Guthrie, 13th U. S. Infantry, is responsible.

This while en route from Fort Shaw, M. T., on or about the 18th day of August, 1867.

To which charge and specifications the prisoner pleaded as follows :

To the 1st specification—"Not Guilty."

To the 2d specification—"Guilty," with the exception of the words "*The property of the United States, and for which 2d Lieut. J. B. Guthrie, U. S. Infantry, is responsible.*"

To the charge—"Not Guilty."

FINDING.

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Sergeant Marcus Weiler, Co. "F," 13th U. S. Infantry, "*To be reduced to the ranks ; to forfeit (\$10) ten dollars of his monthly pay for six (6) months, and to be dishonorably discharged the service of the United States.*"

7th. Private PETER THOMPSON, Company "D," 13th Infantry.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private (late Corporal) Peter Thompson, Company "D," 13th U. S. Infantry, did use disrespectful and threatening language towards the 1st Sergeant of his Company, Sergeant Gottlieb Esali, Co. "D," 13th U. S. Infantry, the Sergeant being in the proper discharge of his duty, by making use of and threatening the Sergeant in the following language : "*If you do not let that boy (Kelley) alone I will fight you myself,*" or words to that effect.

All this at the Dearborn River, Mail Station, M. T., on or about the 17th day of June, 1867.

CHARGE 2d—"Disrespect to his commanding officer."

Specification—In this, that he, Private (late Corporal) Peter Thompson, Company "D," 13th U. S. Infantry, when called to account by his Company Commander, 1st Lieut. Joseph L. Horr, 13th Infantry, Bvt. Major U. S. A., for his mutinous language used towards the 1st Sergeant of his company, Sergeant Gottlieb Esali, Company "E," 13th U. S. Infantry, did reply by saying : "*I do not choose to wear my chevrons, sir, you can tear them off any time you want to,*" or words to that effect.

All this at the Dearborn River, Mail Station, M. T., on or about the 17th day of June, 1867.

CHARGE 3d—"Mutinous conduct."

Specification In this, that he Private (late Corporal) Peter Thompson, Company "D," 13th U. S. Infantry, being in the presence of a number of enlisted men of his company, and whilst the 1st Sergeant of his company, Sergeant Gottlieb Esali and the Corporal of the Guard, Corporal Martin Griffin of Co. "D," 13th U. S. Infantry, were punishing an enlisted man by order of their Company Commander, 1st Lieut. Joseph L. Horr, 13th Infantry, Bvt. Major U. S. A., they being in the proper discharge of their duty, did try to incite the enlisted men of his company to mutiny by saying: "*What a company this is, God damned fools! to look on and see a man punished in that manner in front of an Orderly Sergeant's tent! Boys will you stand that?*" or words to that effect.

All this at the Dearborn River, Mail Station, M. T., on or about the 17th day of June, 1867.

ADDITIONAL CHARGE—"Desertion."

Specification—In this that he, Private (late Corporal) Peter Thompson, Company "D," 13th U. S. Infantry, a duly enlisted soldier in the service of the United States, did on or about the night of the 30th day of June, 1867, absent himself from, and desert said service, and remain absent until he surrendered himself to Captain R. S. La Motte, 13th Infantry, at Bozeman City, M. T., on or about the 6th day of September, 1867.

To which charges and specifications the prisoner pleaded "Guilty."

FINDING.

Of the specification of the 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification of the 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification of the 3d charge—"Guilty."

Of the 3d charge—"Guilty."

Of the specification of the additional charge—"Guilty."

Of the additional charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private (late Corpo-

ral) Peter Thompson, Company "D," 13th U. S. Infantry, "*To be dishonorably discharged the service of the United States; to be confined at hard labor in such State military prison as the General Commanding may designate, for the period of two years, and to forfeit to the United States the sum of \$100 1 00.*"

8th. Private MICHAEL FITZGERALD, Company "F," 13th Infantry.

CHARGE—Conduct to the prejudice of good order and military discipline.

Specification 1st—In this, that he, Private Michael Fitzgerald, Company "F," 13th U. S. Infantry, having been present when a certain amount of money was stolen from Private Thomas H. McGill, Company "D," 13th U. S. Infantry, by Privates Frederick Honig, and Patrick Smith, Co. "F," 13th U. S. Infantry, and knowing all the circumstances connected with the affair, did neglect to report the same to his commanding officer.

All this at or near Dearborn River, M. T., on or about the 17th day of August, 1867.

Specification 2d—In this, that he, Private Michael Fitzgerald, Company "F," 13th U. S. Infantry, having been present when a certain sum of money was by force taken from Corporal Martin Griffen, Company "D," 13th U. S. Infantry, by Private Frederick Honig and Patrick Smith, Company "F," 13th U. S. Infantry, and knowing all the circumstances connected with the affair, did neglect to report the same to his commanding officer, but did receive and accept from the said Privates Frederick Honig and Patrick Smith, the sum of (§20) twenty dollars, more or less, he, the said Private Michael Fitzgerald, Company "F," 13th U. S. Infantry, promising that, in consideration of the said sum of (§20) twenty dollars, more or less, he would not say anything about the matter.

All this at or near the Dearborn River, M. T., on or about the 17th day of August, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Not Guilty."

Of the charge—"Not Guilty."

And the Court does therefore acquit him, Michael Fitzgerald, Private Company "F," 13th Infantry.

9th. Private PATRICK SMITH, Company "F," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1st—In this, that he, Private Patrick Smith, Company "F," 13th U. S. Infantry, did, in company with Private Frederick Honig, Company "F," 13th U. S. Infantry, take out of and abstract from the pocket of Private Thomas H. McGill, Company "D," 13th U. S. Infantry, without the knowledge or permission of the said Thomas H. McGill, the sum of one hundred and fifty dollars (\$150), more or less, and appropriate the same to his own use and benefit.

All this in a saloon at or near the crossing of the Dearborn River, Montana Territory, on or about the 17th day of August, 1867.

Specification 2d—In this, that he, Private Patrick Smith, Company "F," 13th U. S. Infantry, did, in company with Private Frederick Honig, Company "F," 13th U. S. Infantry, take from Corporal Martin Griffen, Company "D," 13th U. S. Infantry, by force, and without the permission of the said Corporal Martin Griffen, the sum of two hundred and thirty-five dollars (\$235), more or less, and appropriate the same to his own use and benefit.

All this while on the march from Fort Shaw, M. T., to the Galatin Valley, M. T., at or near Dearborn River, Montana Territory, on or about the 17th day of August, 1867.

Specification 3d—In this, that he, Private Patrick Smith, Company "F," 13th U. S. Infantry, did, in company with Private Fredrick Honig, Company "F," 13th U. S. Infantry, fall upon in a violent and hostile manner, and assault Corporal Martin Griffen, Company "D," 13th U. S. Infantry, and beat him with his gun or other heavy weapon or instrument to such a degree that he, the said Martin Griffen, Company "D," 13th U. S. Infantry, when found, was lying in the road in a wounded and insensible condition.

All this while on the march from Fort Shaw, M. T., to the Gallatin Valley, M. T., at or near the Dearborn River, M. T., on or about the 17th day of August, 1867.

To which charge and specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Guilty."

Of the 3d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Patrick Smith, Company "F," 13th U. S. Infantry, "*To make good to Martin Griffen, late Corporal of Co. "D," 13th Infantry, the sum of one hundred and seventeen dollars and fifty cents (\$117.50) one half of the amount stolen from him; to forfeit to the United States all pay and allowances that are or may become due him, over and above the amount above stated, and the just dues of the laundress, and to be dishonorably discharged the service, and to be confined in such military prison, or State penitentiary as the General commanding may designate, for the period of five (5) years.*"

10th. Private ELIAS H. MCGREGOR. Company "G," 13th Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Private Elias H. McGregor, Company "G," 13th U. S. Infantry, an enlisted soldier in the service of the United States, did desert the said service, on or about the 2d day of March, 1868, at Fort Ellis, M. T., and remained absent until on or about the 6th day of March, 1868, when he was apprehended in citizen's clothes, at or near Gallatin City, M. T., and brought back in charge of a guard.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Elias H. McGregor, Company "G," 13th U. S. Infantry, *To be confined at hard labor, in charge of the guard, for six (6) months, and to forfeit to the United States all pay and allowances, (except the just dues of the laundress,) for the same period.*"

P.A.R. II.. The proceedings, findings and sentence in the foregoing cases of Privates Richard Williams, Co. "D," Henry C. Carper, Thomas Simmons, and Elias H. McGregor, Co. "G," 13th Infantry, are, in each case, approved. The sentence will, in each case, be carried into execution, at the post where the prisoners' Company is or may be serving.

21. The proceedings and findings in the foregoing case of Privates Frederick Honig and Patrick Smith, Company "F," 13th Infantry, are approved. So much of the sentence as prescribes the forfeiture, by the prisoners, of one hundred and seventeen dollars and fifty cents. (\$117.50) each, to be applied to making good the loss of Martin Griffen, late Corporal Co. "D," 13th Infantry, and forfeiture of one hundred and fifty-five dollars and one cent (\$155.1-160), by Patrick Smith, to be applied to making good the loss, by theft, of Private Thomas H. McGill, Co. "D," 13th Infantry, is illegal and void. This portion of the sentence is, in each case, disapproved. The remainder of the sentence is, in each case, approved.

The term of confinement is, in each case, mitigated to three (3) years in the Minnesota State Penitentiary, at Stillwater, Minn., to which the commanding officer of the post at which the prisoners are serving, will cause them to be sent under proper guard, and accompanied with the necessary documents authorizing their confinement.

3. The proceedings and findings in the foregoing case of Howard D. O'Neil, Hospital Steward U. S. Army, are approved. The sentence is wholly inadequate to the crime of which he is found guilty; if imposed as a punishment for the offense without regard to mitigating circumstances, and merely as a necessary consequence of the finding of the Court upon the charges and specifications, then is it trifling and wholly unworthy of the Court.

If imposed by the Court with regard to what it may consider mitigating circumstances, then have they transcended their duty, and exercised a power that belongs only to the reviewing authority, the Commanding General of the Department. The sentence is disapproved. The prisoner will be released from arrest and returned to duty.

4 The proceedings in the foregoing case of Sergeant Marcus Weiler, Company "F," 13th Infantry, are approved. The evidence does not support the finding on the 1st specification, which is therefore disapproved. The finding on the 2d specification, and the charge are approved. So much of the sentence as directs the discharge of the prisoner, is disapproved. The remainder of the sentence is approved, and will be carried into execution at the post where the prisoner's Company is or may be serving.

5. The proceedings, findings and sentence in the foregoing case of Private (late Corporal) Peter Thompson, Co. "D," 13th Infantry, are approved. So much of the sentence as prescribes his discharge from the service, is remitted. The sentence of confinement is mitigated to six months' confinement at hard labor in charge of the guard. As thus modified the sentence will be carried into execution at the post where the prisoner's Company is or may be serving.

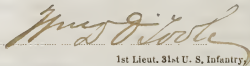
6. The proceedings, findings and acquittal in the foregoing case of Private Michael Fitzgerald, Company "F," 13th Infantry, are approved. The prisoner will be released from arrest and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

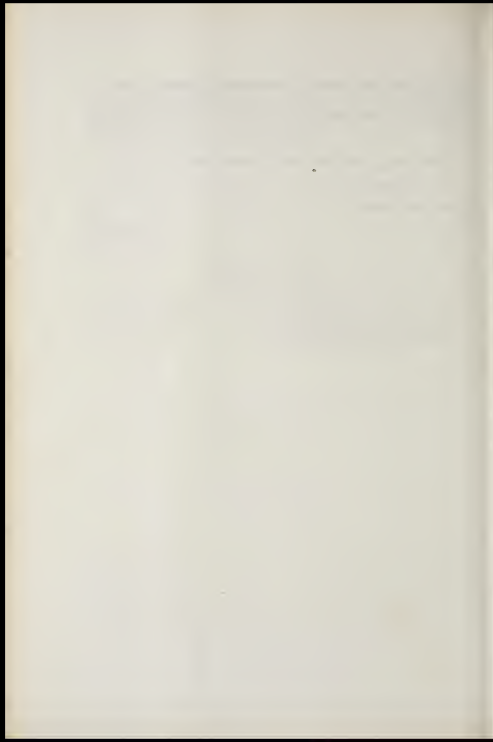
Assistant Adj't General,

OFFICIAL.

A handwritten signature in cursive script, appearing to read "James D. Cook". The signature is written in dark ink and is positioned above a horizontal line.

1st Lieut. 31st U. S. Infantry,
Judge Advocate Department of Dakota.





G. C. M.

1. Private James Grogan, Company "I," 13th Infantry.
 2. " James Sword, " "K," " "
 3. " Charles Morrissey, " "I," " "
 4. " William H. Mott, " "I," " "
 5. " W. J. Kenndydy, " "A," " "
 6. Sergeant William Lamb, " "A," " "
 7. Private James Ryan, " "I," " "
 8. " Henry Tyler, " "I," " "
 9. " Hiram Lidick, " "K," " "
 10. " Thomas R. Fitzgibbon, " "I," " "
 11. Private Wendell W. Morton, " "I," " "
 12. Sergeant James Fitzpatrick, " "A," " "
-

Headquarters, Department of Dakota,
SAINT PAUL, MINN., August 3d, 1868.

GENERAL ORDERS, }
No. 27. }

PAR. I..Before a General Court Martial which convened at Fort Shaw, M. T., per Special Orders, No. 150, from these Headquarters, dated St. Paul, Minn., Dec. 21st, 1867, and of which Major William Clinton, 13th U. S. Infantry, is President, were arraigned and tried:

1st. Private JAMES GROGAN, Company "I," 13th Infantry.
CHARGE—"Desertion."

Specification—In this that he, Private James Grogan, Co. "I," 13th Infantry, did desert his company and regiment, on or about the seventh day of May, 1868, and did remain absent until apprehended by a patrol, at or near "Dearborn Station," Montana Territory, on the 8th of May, 1868. All this at or near Fort Shaw, M. T.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private James Grogan, Co. "I," 13th Infantry, "*To forfeit all pay and allowances now due or that may become due: immediately upon the promulgation of the sentence, to be indelibly marked on the left hip with the letter "D," two and a half inches long, and to be drummed out of the service, and then to be confined at hard labor for two years, wearing a ball, weighing twenty four (24) pounds, attached to his left leg by a suitable chain.*"

2d. Private JAMES SWORD, Company "K," 13th Infantry.
CHARGE—"Desertion."

Specification—In this, that Private James Sword, of Company "K," 13th Infantry, did desert the service of the United States, from Fort Shaw, M. T., on or about the seventh (7th) day of May, 1868, and did remain absent until apprehended at or near *Gibson's Ranch*, on the Helena road, on or about the tenth (10th) day of May, 1868.

To which charge and specification the prisoner pleaded
"Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private James Sword, Co. "K," 13th Infantry, *"To forfeit all pay and allowances now due, or that may become due: immediately upon the promulgation of the sentence, to be indelibly marked with the letter "D," two and a half inches long, on the left hip, and to be drummed out of the service, and then to be confined at hard labor for two years, wearing a ball weighing twenty-four (24) pounds, attached to his left leg, by a suitable chain."*

3d Private CHARLES MORRISEY, Company "I," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private Chas. Morrisey, Co.

"I," 13th Infantry, did go to one Anthony Reuter, a private of "A" Company, 13th Infantry, and offer him as a bribe, the sum of (\$10) ten dollars, if he, the said Reuter, would allow him (Morrisey) to go into the Commissary store-house, the said Reuter being at the time a member of the guard, and his post as a sentinel being over the Commissary and Quartermaster store houses. All this at Fort Shaw, M. T., on or about the night of the 21st of February, 1868.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Charles Morrissey, Company "I," 13th Infantry, *"To be confined at hard labor under charge of the guard, wearing a ball weighing twenty-four (24) pounds, attached to his left leg for the period of six months, and to forfeit all pay and allowances, except necessary clothing and subsistence for the same period, and then to be drummed out of the service."*

4th. Private WILLIAM H. MOTT, Company "I," 13th Infantry.

CHARGE—"Desertion."

Specification—In this, that William H. Mott, private Company "I," 13th Infantry, did desert the service of the United States, on or about the 6th of May, 1868, and did remain absent until apprehended, on or about the 10th of May, 1868. This at or near Fort Shaw, M. T.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private William H. Mott, Company "I," 13th Infantry, *"To forfeit all pay*

and allowances now due or that may become due: immediately upon the promulgation of the sentence, to be indelibly marked on the left hip with the letter "D," two and a half inches long, and to be drummed out of the service, and then to be confined at hard labor for two years, wearing a ball attached to his left leg by a suitable chain, and weighing twenty four (24) pounds."

5th. Private W. J. KENNYDY, Company "A," 13th Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Private W. J. Kennydy, Co. "A," 13th Infantry, a duly enlisted man in the service of the United States, did desert the same, and did remain absent until apprehended at the "Dearborn River," M. T., on the 8th day of May, 1868, by a patrol. This at Fort Shaw, M. T., on or about the 7th day of May, 1868.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private W. J. Kennydy, Co. "A," 13th Infantry, *"To forfeit all pay and allowances now due or that may become due: immediately upon the promulgation of the sentence, to be indelibly marked on the left hip with the letter "D," two and a half inches long, and be drummed out of the service, and then to be confined at hard labor for two years, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a suitable chain."*

6th. Sergeant WILLIAM LAMB, Company "A," 13th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Sergeant William Lamb, Co. "A," 13th Infantry, did appear with his Company for evening parade, in such an intoxicated condition, as to be unable to perform his duty as a sergeant. This at Fort Shaw, M. T., on or about the 10th day of May, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Sergeant William Lamb, Co. "A," 13th Infantry, *"To be reduced to the rank of a private soldier, and be confined at hard labor under charge of the guard, for three (3) months."*

7th. Private James Ryan, Company "I," 13th Infantry.

CHARGE—Repeated desertion.

Specification 1st—In this, that he, Private James Ryan, Company "I," 13th Infantry, did desert the service of the United States, on or about the 6th day of July, 1867, at Camp Reynolds, (Fort Shaw), M. T., and did remain absent until apprehended July 8th, 1867, on the road between Camp Reynolds, (Fort Shaw,) M. T. and Helena, M. T. Thirty dollars (\$30) having been paid for his apprehension.

Specification 2d—In this, that he, Private James Ryan, Co. "I," 13th Infantry, while in confinement and awaiting trial for desertion, did make his escape from said confinement and did again desert the service. Thirty dollars (\$30) having been paid for his apprehension. This at Camp Reynolds, (Fort Shaw,) M. T., on or about the 12th day of July, 1867.

To which charge and specifications the prisoner pleaded "Guilty."

FINDING.

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private James Ryan, Company "I," 13th Infantry, *"To forfeit all pay and allowances that are due or may become due: to be confined at hard labor under charge of the guard, for a period of two years, wearing a ball and chain attached to his left leg: on the promulgation of the sentence, to be indelibly marked on the left hip with the letter "D," and at the expiration of two years' confinement, to have his head shaved and be drummed out of the service."*

8th. Private HENRY TYLER, Company "I," 13th Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Private Henry Tyler, Company "I," 13th Infantry, did desert the service of the United States, and was apprehended near his Company quarters after "Taps," having in his possession a musket, (with accoutrements and ammunition,) a knapsack packed with clothing, and a haversack filled with provisions. This at Fort Shaw, M. T., on or about the 11th of May, 1868.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Henry Tyler, Company "I," 13th Infantry, *"To forfeit all pay and allowances now due, or that may become due: immediately upon the promulgation of the sentence, to be indelibly marked with the letter "D." two and a half inches long on the left hip, and to be drummed out of the service, and then to be confined at hard labor for two years, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a suitable chain."*

9th. Private HIRAM LIDICK, Company "K," 13th Infantry.
CHARGE—"Desertion."

Specification—In this, that Private Hiram Lidick, of Company "K," 13th Infantry, did desert the service of the United States, from Fort Shaw, M. T., on or about the 7th day of May, 1868, and did remain absent until apprehended at or near Gibson's Ranch on the Helena Road, on the 10th day of May, 1868. Thirty dollars paid for his apprehension.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Hiram Lidick, Company "K," 13th Infantry, *"To forfeit all pay and allowances now due, or that may become due: immediately upon the promulgation of the sentence, to be indelibly marked on the left hip with the letter "D," two and a half inches long, and to be drummed out of the service, and then to be confined at hard labor for two (2) years, wearing a ball weighing twenty four (24) pounds, attached to his left leg by a suitable chain."*

10th. Private THOMAS R. FITZGIBBON, Company "I," 13th Infantry.

CHARGE 1ST—"Desertion."

Specification—In this, that he, Thomas R. Fitzgibbon, Private Company "I," 13th Infantry, did desert the service of the United States on or about the sixth of May, 1868, and did remain absent until apprehended, on or about the 10th of May, 1868. Thirty dollars (\$30) paid for his apprehension. This at or near Fort Shaw, M. T.

CHARGE 2D—"Theft."

Specification—In this, that he, Thomas R. Fitzgibbon, Private Company "I," 13th Infantry, did steal and appropriate to his own use, one (1) breech-loading Springfield Rifle musket, the property of the United States. This at or near Fort Shaw, M. T., on or about the 6th of May, 1868.

To which charges and specifications the prisoner pleaded as follows:

To the specification of the 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification of the 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING.

Of the specification of 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification of 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Thomas R. Fitzgibbon, Company "I," 13th Infantry, *"To forfeit all pay and allowances now due, or that may become due: immediately upon the promulgation of the sentence, to be indelibly marked on the left hip with the letter "D," two and a half inches long, and to be drummed out of the service, and then to be confined at hard labor, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a suitable chain, for the period of two years."*

11th. Private WENDELL W. MORTON, Company "I," 13th U. S. Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Private Wendell W. Morton, Co. "I," 13th Infantry, being duly enlisted as a soldier in the service of the United States, did desert the same, on the 2d day of July, 1867, at Camp Reynolds (Fort Shaw,) M. T., and did remain absent until apprehended near Helena, M. T., on the 5th day of April, 1868. Thirty dollars (\$30) having been paid for his apprehension.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Wendell W. Morton, Company "I," 13th Infantry, *"To forfeit all pay and allowances that are now due, or may become due: to be confined at hard labor under charge of the guard, for the period of one year, wearing a ball and chain attached to his left leg, and then to have his head shaved and drummed out of the service."*

12th. Sergeant JAMES FITZPATRICK, Company "A," 13th U. S. Infantry.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

Specification 1st—In this, that he, Sergeant James Fitzpatrick, Company "A," 13th Infantry, while on duty with a detachment 13th Infantry, en route to the Big Blackfoot Valley, did manifest an utter disregard for his duty and position as Sergeant, by straggling behind the command, laughing and talking with certain enlisted men, and shirking his duty, and although frequently cautioned against such conduct, and told to keep in his place at the head of the command, by his commanding officer, 1st Lieutenant E. H. Townsend, 13th Infantry, to facilitate the march, and superintend the passage of the pack animals over the mountains, he, Fitzpatrick, did pay no attention to, and showed an utter contempt for such instructions. This, en route from Little Prickly Pear Creek to the Blackfoot Valley, M. T., on the 4th and 5th days of April, 1868.

Specification 2d—In this, that he, Sergeant James Fitzpatrick, Company "A," 13th Infantry, did frequent a saloon in McClellan Gulch, M. T., after being told by his com-

manding officer, to keep away from it, and with four (4) privates of his Company, did drink intoxicating liquor from a bottle, in presence and plain sight of the command upon the march, and otherwise conducting himself in a very disorderly manner. This at and near McClellan Gulch, M. T., on the 4th and 5th days of April, 1868.

CHARGE 2d—"Disobedience of orders."

Specification—In this, that he, Sergeant James Fitzpatrick, Company "A," 13th Infantry, when ordered by his commanding officer, 1st Lieutenant E. H. Townsend, 13th Infantry, "to proceed with the command from McClellan to Keep Cool Gulch, and up the Blackfoot Valley, to remain with the men and keep them well together; to move slowly, and give all possible assistance to the men in charge of the pack animals," did willfully disobey these orders, by refusing to furnish the proper aid, when informed that the men were having trouble with the pack animals, by himself setting the example for disorder, and running his horse past the command at full speed, and by riding off and taking away with him four (4) privates of his own Company, and remaining absent entirely from the command with the said four privates, for thirty (30) hours. All this, while en route up the Big Blackfoot Valley, M. T., on the 5th and 6th days of April, 1868.

To which charges and specifications the accused pleaded as follows:

To the 1st specification, 1st charge—"Not Guilty."

To the 2d specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty," excepting the words "by refusing to furnish the proper aid, when informed that the men were having trouble with the pack animals, by himself setting the example for disorder, and running his horse past the command at full speed," and to these words—"Not Guilty."

To the 2d charge—"Guilty."

FINDING.

Of the 1st specification 1st charge—"Guilty."

Of the 2d specification 1st charge—"Guilty," excepting the words—"and with four (4) privates of his Company, did drink intoxicating liquor from a bottle, in presence and plain sight of the command upon the march, and otherwise conducting himself in a very disorderly manner," and of these words—"Not Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," excepting the words—"by refusing to furnish the proper aid, when informed that the men were having trouble with the pack animals, by himself setting the example for disorder, and running his horse past the command at full speed," and to these words—"Not Guilty."

Of the 2d charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Sergeant James Fitzpatrick, Co. "A," 13th Infantry, *"To be reduced to the ranks as a private soldier, and to forfeit ten dollars (\$10) per month of his monthly pay, for a period of four (4) months."*

PAR. II..The proceedings and findings in the foregoing cases of Privates James Grogan, William H. Mott, James

Ryan, Company "I," James Sword, Hiram Lidick, Company "K," and W. J. Kennydy, Company "A," all of the 13th Infantry, are, in each case, approved. So much of the sentence as prescribes the branding of the prisoners with the letter "D," is, in each case, disapproved. The remainder of the sentence is approved. As thus modified, the sentence will, in each case, be carried into execution at the posts where the prisoners' Companies are or may be serving.

2d. The proceedings, findings and sentence of the Court in the foregoing cases of Sergeants William Lamb and James Fitzpatrick, Co. "A," and Private Wendell W. Morton, Co. "I," all of the 13th Infantry, are, in each case, approved. The sentence will be carried into execution at the posts where the prisoners' Companies are or may be serving.

3d. The proceedings in the foregoing case of Private Charles Morrisey, Company "I," 13th Infantry, are approved. The evidence of the witness in this case, being unsupported by any other testimony or corroborative facts, is not considered sufficiently strong to warrant the finding of the Court. The finding and sentence are therefore disapproved. The prisoner will be released from confinement and returned to duty.

4th. In the foregoing case of Private Henry Tyler, Company "I," 13th Infantry, the allegations of the specification do not support the charge. If proven, as set forth, they would show only an *attempt* to desert, not the consummated crime of desertion. Besides this informality, the evidence is insufficient to warrant the findings of the Court. The proceedings, findings and sentence, are disapproved. The prisoner will be released from confinement and returned to duty.

5th. So much of the proceedings in the foregoing case of

Private Thomas R. Fitzgibbon, Company "I," 13th Infantry, as relates to the second charge, is disapproved. Courts martial have no jurisdiction in cases where the crime committed is charged under the specific term of "*Theft*." The remainder of the proceedings is approved. The findings are approved. So much of the sentence as prescribes the branding of the prisoner, is disapproved. The remainder of the sentence is approved, and will be carried into execution at the post where the prisoner's Company is or may be serving

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adj't General.

OFFICIAL.



1st Lieut. 31st U. S. Infantry,

Judge Advocate Department of Dakota.



G. C. M.

1. Private James Coyle, Company "I," 13th Infantry.
 2. Corporal James O'Neil, " "A," " "
 3. Private John Harney, " "A," " "
 4. Musician Thomas Thompson, "A," " "
 5. Private Michael Moore, " "A," " "
 6. Private James Smith, " "I," " "
 7. Private Patrick Gleason, " "K," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., August 4th, 1868.

GENERAL ORDERS. }
No. 28. }

I.. Before a General Court Martial which convened at Fort Shaw, M. T., per Special Orders No. 65, from these Headquarters, dated June 2d, 1868, and of which Bvt. Col. GEORGE L. ANDREWS, Lt. Col. 13th Infantry, is President, were arraigned and tried,

1st. Private JAMES COYLE, Company "I," 13th Infantry.

CHARGE 1st—"Violation of the 50th Article of War."

Specification—In this, that he, Private James Coyle, Co. "I," 13th Infantry, a member of the post guard, did leave his guard without permission from proper authority. This at Fort Shaw, M. T., on June 11th, 1868.

CHARGE 2d—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private James Coyle, Company "I," 13th Infantry, did leave his guard without permission from proper authority, and go to his company quarters and take off his clothing and accoutrements, and did remain absent until brought back by the sergeant of the guard. All this at Fort Shaw, M. T., on the 11th day of June, 1868.

To which charges and specifications the prisoner pleaded "Guilty."

FINDING.

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private James Coyle, Company "I," 13th Infantry, *"To be confined at hard labor, in charge of the guard, for three (3) months, and to forfeit to the U. S. fifteen dollars (\$15) of his monthly pay for each month of the same period."*

2d. Corporal JAMES O'NEIL, Company "A," 13th Infantry.

CHARGE 1st—Conduct to the prejudice of good order and military discipline.

Specification—In this, that he, Corporal James O'Neil, Company "A," 13th Infantry, did, without cause or provocation, assault, and repeatedly strike Private Joshua Lewis, Company "I," 13th Infantry, in the face. This at or near Fort Shaw, M. T., on or about the 11th day of June, 1868.

Specification 2d—In this, that he, Corporal James O'Neil, Company "A," 13th Infantry, did, without cause or provocation, assault and repeatedly strike and kick Private Joshua Lewis, Co. "I," 13th infantry, while on guard over the herd of the post. This at or near Fort Shaw, M. T., on or about the 12th day of June, 1868.

CHARGE 2d—"Breach of arrest."

Specification—In this, that he, Corporal James O'Neil, Company "A," 13th Infantry, having been ordered by 1st Lieut. J. S. Stafford, 13th Infantry, to report to the 1st Sergeant of his company, under arrest, did leave his company quarters and proceed to a distance of about three-fourths of a mile from the garrison. All this at or near Fort Shaw, M. T., on or about the 12th day of June, 1868.

To which charges and specifications the prisoner pleaded as follows :

To the 1st specification 1st charge—"Not Guilty."

To the 2d specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING.

Of the 1st specification 1st charge—"Guilty."

Of the 2d specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Corporal James O'Neil, Co. "A," 13th Infantry, *"To be reduced to the rank of a private soldier ; to forfeit to the United States all pay and allowances for six months, and to be confined at hard labor, in charge of the guard, for the same period."*

3d. Private JOHN HARNEY, Company "A," 13th Infantry.

CHARGE—"Violation of the 50th Article of War."

Specification—In this, that he, Private John Harney, Co. "A," 13th Infantry, having been duly detailed, and having mounted guard on the morning of the 21st day of June, 1868, did absent himself from said guard during the forenoon of the 21st day of June, 1868, and did remain absent until Reveille of the morning of June 22d, 1868. All this at Fort Shaw, M. T.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private John Harney, Company, "A," 13th Infantry, "*To forfeit to the United States fifteen dollars (\$15) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.*"

4th. Musician THOMAS THOMPSON, Company "A," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Musician Thomas Thompson, Company "A," 13th Infantry, did, without cause or provocation, repeatedly assault and strike, with a Spencer Repeating Carbine, Private Joshua Lewis, Co. "I," 13th Infantry, knocking him down and causing a wound on the left elbow; also threatening to shoot the said Private Joshua Lewis, when attempting to leave, saying "Stop, or I will shoot you," at the same time bringing the carbine to a full cock and aiming it at him. This at or near Fort Shaw, M. T., on or about the 12th day of June, 1868.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty," excepting the word "*repeatedly,*" and the words "*Also threatening to shoot the said private Joshua Lewis when attempting to leave, saying, 'Stop, or I will shoot you,' at the same time bringing the carbine to a full cock and aiming it at him.*"

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Musician Thomas Thompson, Co. "A," 13th Infantry, "*To forfeit to the United States*

all pay and allowances for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period."

5th. Private MICHAEL MOORE, Company "A," 13th Infantry.

CHARGE—"Sleeping on post."

Specification—In this, that he, Private Michael Moore, Company "A," 13th Infantry, having been duly posted as a sentinel on post 4, did sleep; in which condition he was found by the Officer of the Day. All this at Fort Shaw, M. T., on the morning of the 3d day of June, 1868.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Michael Moore, Co. "A," 13th Infantry, *"To be confined at hard labor, in charge of the guard, for six (6) months, and to forfeit to the United States fifteen dollars (\$15) per month, of his monthly pay, for the same period."*

6th. Private JAMES SMITH, Company "I," 13th Infantry

CHARGE—"Violation of the 50th Article of War."

Specification—In this, that he, Private James Smith, Company "I," 13th Infantry, a member of the post guard, did absent himself from his guard without permission from proper authority, and did remain absent until brought back by the Sergeant of the guard. All this at Fort Shaw, M. T., on the 11th day of June, 1868.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the specification—"Not Guilty."

Of the charge—"Not Guilty."

And the Court does therefore acquit him.

7th. Private PATRICK GLEASON, Company "K," 13th Infantry.
CHARGE—"Desertion."

Specification—In this, that he, Private Patrick Gleason, Company "K," 13th Infantry, having been duly enlisted into the service of the United States, did desert the same, on or about the 11th of May, 1868, from Fort Shaw, M. T., and did remain absent until on or about the 24th of May, 1868, when he was apprehended at Benton, M. T. \$30 paid for his apprehension. All this at or near Fort Shaw, M. T., and Benton, M. T., on or about the date specified.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Patrick Gleason, Co. "K," 13th Infantry, *"To forfeit all pay and allowances that are now due or may become due ; immediately upon the promulgation of the sentence, to be branded with the letter "D," one and one half inches long, upon his left hip ; have his head shaved, and drummed out of the service, and then to be confined at hard labor for two years, at such penitentiary or other prison as the Department Commander may direct."*

PAR. II.. The proceedings, findings and sentence in the foregoing cases of Private James Coyle, Co. "I," Corporal James O'Neil, Privates John Harney, Michael Moore and Musician Thomas Thompson, Company "A," all of the 13th Infantry, are in each case approved, and the sentence will, in each case, be carried into execution at the posts where the prisoners' Companies are or may be serving.

The proceedings, findings and acquittal in the foregoing case of Private James Smith, Company "I," 13th Infantry, are approved. He will be released from confinement and returned to duty.


7
The proceedings and findings in the foregoing case of Private Patrick Gleason, Company "K," 13th Infantry, are approved. So much of the sentence as prescribes the branding of the prisoner with the letter "D," is disapproved. The remainder of the sentence is approved. The sentence of imprisonment is mitigated to confinement at hard labor in charge of the guard, for the period of two years. As thus modified the sentence will be carried into effect at the post where the prisoner's Company is or may be serving.

By Command of Bvt, Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adj't. General.

OFFICIAL.


.....
1st Lieut. 31st Infantry.

Judge Advocate of the Dep't.

G. C. M.

1. Private Calvin A. Anderson, Company "B," 10th Infantry.
 2. " Cornelius W. Clifford, " " " "
 3. " William Bishopp. " " " "
 4. Musician George E. Brewer, " "D," 16th "
-

Headquarters, Department of Dakota,
SAINT PAUL, MINN., Aug. 5th, 1868.

GENERAL ORDERS, }
No. 29. }

I..Before a General Court Martial which convened at Fort Snelling, Minn., per Special Orders No.24, of March 9th, 1868, from these Headquarters, and of which Brevet Lieut. Colonel A. K. Smith, Surgeon, U. S. A. is President, were arraigned and tried :

1st. Private CALVIN A. ANDERSON, Company "B." 10th U. S. Infantry, on the following charge and specifications :

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1st—In this, that he, Private Calvin A. Anderson, Co. "B," 10th U. S. Infantry, being a duly posted sentinel on Post No. 2, in front of the post stables, did leave his post without being regularly relieved therefrom, and did enter and remain for some time in the stables without permission or authority. This at Fort Snelling, Minn., on or about the 7th day of March, 1868.

Specification 2d—In this, that he, Private Calvin A. Anderson, Company "B," 10th U. S. Infantry, while a sentinel, absent from his proper post, did maliciously stab and prick with his bayonet, a public mule standing in the post stables, into which he, Private Calvin A. Anderson, had gone without authority, thereby inflicting two severe and dangerous wounds on the said mule, and depriving thereby the government of the services of the said mule for immediate use. This at or near Fort Snelling, Minn., on or about the 7th day of March, 1868.

To which charge and specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Guilty," except the words "*while a sentinel absent from his proper post,*" and the words "*into which he, Private Calvin A. Anderson, had gone without authority;*" of this portion of the specification—"Not Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Calvin A. Anderson, of Company "B," 10th U. S. Infantry, "*To forfeit to the United States (\$10) ten dollars per month, of his monthly pay, for two months, and to be confined at hard labor, under charge of the guard, for the period of ten (10) days, and to carry a log of wood weighing (25) twenty-five pounds every alternate hour from Reveille, till Retreat, during this period of confinement.*"

2d. Private CORNELIUS W. CLIFFORD, Company "B," 10th U. S. Infantry.

CHARGE—"Sleeping on post."

Specification—In this, that he, Private Cornelius W. Clifford, Co. "B," 10th U. S. Infantry, having been regularly marched on guard on the morning of the 4th day of March, 1868, and having been duly posted as a sentinel on post No. 2, at Fort Snelling, Minn., did, between the hours of eleven o'clock at night, of the 4th of March, 1868, and one o'clock in the

morning of the 5th of March, 1868, voluntarily quit his guard and musket, and did then and there sleep on post. This at or near Fort Snelling, Minn., on or about the 4th and 5th days of March, 1868.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty," except the words "*voluntarily quit his guard.*"

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Cornelius W. Clifford, Company "B," 10th U. S. Infantry, "*To forfeit to the United States ten dollars (\$10) per month of his monthly pay for eight (8) months; to be confined at hard labor, under charge of a guard, at the post where his company may be serving, with a ball and chain weighing twelve (12) pounds, attached to his left leg for the same period; at the expiration of which time, to be dishonorably discharged the service of the United States.*"

3d. Private WILLIAM BISCHOPP, Co. "B," 10th U. S. Infantry.

CHARGE—"Sleeping on post."

Specification—In this, that he, Private William Bischopp, Co. "B,"

10th U. S. Infantry, having been regularly marched on guard on the morning of the 4th day of March, 1868, and having been duly posted as a sentinel on post No. 3, at Fort Snelling, Minn., did, between the hours of eleven o'clock at night of the 4th of March, 1868, and one o'clock on the morning of the 5th of March, 1868, voluntarily quit his guard and musket, and did then and there sleep on post. This at or near Fort Snelling, Minn., on or about the 4th and 5th days of March, 1868.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private William Bischoff, Co. "B," 10th U. S. Infantry, *"To forfeit to the United States ten dollars (\$10) per month, of his monthly pay, for eight (8) months; to be confined at hard labor, under charge of the guard, at the post where his company may be serving, with a ball and chain weighing (12) twelve pounds attached to his left leg for the same period, at the expiration of which time to be dishonorably discharged the service of the United States."*

4th. Musician GEORGE E. BREWER, Company "D," 16th U. S. Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Musician George E. Brewer, Company "D," 16th U. S. Infantry, being a duly enlisted soldier in the service of the United States, did desert said service at Atlanta, Ga., on or about the 2d day of February, 1868, and did remain absent until he gave himself up at or near Fort Snelling, Minn., on or about the tenth (10th) day of February, 1868.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Musician George E. Brewer, Company "D," 16th Infantry, *"To forfeit to the United States all pay and allowances that are now due, or may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one half inches long; to have his head shaved and be drummed out of the service."*

PAR. II. The proceedings, findings and sentence in the foregoing cases of Privates Calvin A. Anderson, Cornelius W. Clifford, and William Bischoff, of Company "B," 10th U. S. Infantry, are, in

each case, approved. The sentences will be carried into execution at the post where they may be serving.

The proceedings and findings of the Court in the foregoing case of Musician George E. Brewer, Company "D," 16th Infantry, are approved. So much of the sentence as prescribes the branding of the prisoner with the letter "D," is disapproved. The remainder of the sentence is approved. Upon the unanimous recommendation of the Court, and in view of his extreme youth, the sentence is remitted. The prisoner will be released from confinement and restored to duty.

By Command of Brevet Maj. Gen. A. H. Terry.

O. D. GREENE,
Assistant Adjutant General,

OFFICIAL.

1st Lieut, 31st U. S. Infantry,
Judge Advocate, Dep't of Dakota.







G. C. M.

Private William Gainer, Company "K," 10th Infantry.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., August 8th, 1868.

GENERAL ORDERS, }
No. 30. }

PAB. I.. Before a General Court Martial which convened at Fort Wadsworth, D. T., per paragraph VIII, Special Orders, No. 58, dated Headquarters Department of Dakota, St. Paul, Minn., May 20th, 1868, and of which Captain J. A. P. HAMPTON, 10th U. S. Infantry, Bvt. Major U. S. A., is President, were arraigned and tried :

Private WILLIAM GAINER, Company "K," 10th Infantry, on the following charge and specification :

CHARGE—"Sleeping on Post."

Specification—In this, that he, Private William Gainer, Company "K," 10th Infantry, a duly enlisted soldier in the service of the United States, being a member of the Post Guard at Fort Wadsworth, D. T., duly mounted, and duly posted as a sentinel, did go to sleep on his post. All this at Fort Wadsworth, D. T., between the hours of 4 and 5 o'clock A. M., on or about the 5th day of May, 1868.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, William Gainer, Private Company "K," 10th U. S. Infantry, "*To be confined at hard labor under charge of the guard, for the remainder of his term of enlistment, and to forfeit to the United States, five dollars, (\$5) per month of his monthly pay for the same period.*"

PAR. II. The proceedings, findings and sentence in the foregoing case of Private William Gainer, Company "K," 10th Infantry, are approved. A majority of the members of the Court having recommended the prisoner to the clemency of the reviewing authority, on account of his previous good character as a soldier, the sentence is mitigated to confinement at hard labor in charge of the guard, for the period of three months, and forfeiture of five dollars per month, of his monthly pay, for the same period. As thus modified, the sentence will be carried into execution at the post where the prisoner's Company is or may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adj't General,

OFFICIAL.



1st. Lieut. 31st U. S. Infantry.

Judge Advocate, Department of Dakota.

G. C. M.

1. Private John Ryan, Company "I," 13th Infantry.
 2. Private Daniel McSweeney, "K," " "
 3. Private Robert Clay, "K," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., August 11th, 1868.

GENERAL ORDERS }
No. 31. }

PAR. I.. Before a General Court Martial which convened at Fort Shaw, M. T., per Special Orders No. 65, Paragraph III, dated Headquarters Department of Dakota, St. Paul, Minn., June 2d, 1868, and of which Lieut. Col. GEO. L. ANDREWS, 13th Infantry, Bvt. Col. U. S. A., is President, were arraigned and tried:

1st. Private JOHN RYAN, Company "I," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1st—In this, that he, Private John Ryan, Co. "I," 13th Infantry, did absent himself from his Company and Regiment without leave from proper authority, and did not return before brought back by a guard. This at or near Fort Shaw, M. T., on or about the 3d day of July, 1868.

Specification 2d—In this, that he, Private John Ryan, Company “I,” 13th Infantry, did go to Sun River Crossing, and did there purchase several articles of citizen’s clothing, with intent of deserting the service of the United States. All this at or near Fort Shaw, M. T., on or about the 3d day of July, 1868.

To which charge and specifications the prisoner pleaded as follows :

To the 1st specification—“Guilty.”

To the 2d specification—“Not Guilty.”

To the charge—“Guilty.”

FINDING.

Of the 1st specification—“Guilty.”

Of the 2d specification—“Guilty,” except the words—*“Several articles,”* and the words—*“with intent of deserting the service of the United States.”*

Of the charge—“Guilty.”

SENTENCE.

And the Court does therefore sentence him, Private John Ryan, Company “I,” 13th Infantry, *“To be confined at hard labor under charge of the guard, for four (4) months, and to forfeit to the United States, fifteen dollars (\$15) per month of his monthly pay, for the same period.”*

2. Private DANIEL MCSWEENEY, Company “K,” 13th Infantry.

CHARGE—Absence without leave.

Specification—In this, that he, Private Daniel McSweeney, Company “K,” 13th Infantry, did absent himself from his Company, without permission from proper authority,

on the 4th day of July, 1868, and did remain absent until six o'clock, P. M., on the 5th day of July, 1868. All this at or near Fort Shaw, M. T., on or about the 5th day of July, 1868.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Daniel McSweeney, Company "K," 13th Infantry, *"To forfeit to the United States ten dollars (\$10) per month of his monthly pay, for three (3) months."*

3d. Private ROBERT CLAY, Company "K," 13th Infantry.

CHARGE—Conduct to the prejudice of good order and military discipline.

Specification—In this, that he, Private Robert Clay, of Co. "K," 13th United States Infantry, did, without cause or provocation, assault James Moran, a citizen employed in the Quartermaster's Department, at Fort Shaw, by striking him on the head with a club. This at Fort Shaw, M. T., on the 6th day of July, 1868.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Robert Clay, Co. "K," 13th Infantry, "*To be confined at hard labor under charge of the guard, for four (4) months, and to forfeit to the United States, fifteen dollars (\$15) per month of his monthly pay for the same period.*"


PAR. II. . The proceedings, findings and sentence in the foregoing cases of Privates Daniel McSweeney and Robert Clay, of Company "K," and Private John Ryan, Company "I," 13th Infantry, are, in each case, approved. The sentence will be carried into execution at the posts where their respective Companies may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adj't General.

OFFICIAL.



1st Lieut. 31st U. S. Infantry,

Judge Advocate Department of Dakota.

G. C. M.

1. Daniel T. McManaman, late 1st Serg't Company "C," 22d Infantry.
 2. Corporal Charles B. Mardin, Company "F," 22d Infantry.
 3. Private Charles Foster, " " "F," " "
 4. Wagoner Detrick Grasshoff, " " "F," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., August 17th, 1868.

GENERAL ORDERS. } No. 32. }

PAR. I.. Before a General Court Martial which convened at Fort Randall, D. T., per Special Field Order No. 7, dated Headquarters, Department of Dakota, (in the field,) Fort Rice, D. T., June 11th, 1868, and of which Major ALEX. CHAMBERS, 22d Infantry, Bvt. Col. U. S. A., is President, were arraigned and tried :

1st. Daniel T. McManaman, late 1st Sergeant Company "C," 22d Infantry.

CHARGE 1st—"Mutiny, in violation of the 7th Article of War."

Specification—In this, that he, 1st Sergeant Daniel McManaman, Co. "C," 22d U. S. Infantry, did, in concert with an unknown number of enlisted men (names unknown) of Co. "C," 22d U. S. Infantry, begin, excite, cause and join in a mutiny against lawful authority, in the person of 2d Lieut. John P. Walker, 22d U. S. Infantry, while in the execution of his

duty as Officer of the Day. All this on board the steamer "Sam. Gaty," at or near Fort Sully, D. T., on or about the 2d day of June, 1868.

CHARGE 2d—"Striking superior officer, whilst in the execution of his office, in violation of the 9th Article of War."

Specification—In this, that he, 1st Sergeant Daniel McManaman, 22d U. S. Infantry, did, in concert with an unknown number of enlisted men, (names unknown,) of Co. "C," 22d U. S. Infantry, with violence, strike, kick and severely injure 2d Lieut. John P. Walker, 22d U. S. Infantry, whilst in the execution of his office, as Officer of the Day, and did, with violence, deprive said 2d Lieut. John P. Walker, 22d U. S. Infantry, of sword and cap, and did further continue, with violence, to strike and kick said Lieut. J. P. Walker, to such an extent, that if it had not been for the interference of Capt. — Fulkerson, master of the Steamer "Sam. Gaty," said violence would have resulted in the death or maiming of the said 2d Lieut. John P. Walker, 22d U. S. Infantry. All this on board the Steamer "Sam. Gaty," at or near Fort Sully, D. T., on or about the 2d day of June, 1868.

To which charges and specifications the accused pleaded "Not Guilty."

FINDING.

Of the specification 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

And the Court does therefore acquit him.

2d. Corporal CHARLES B. MARDIN, Company "F," 22d Infantry.

CHARGE—Conduct to the prejudice of good order and military discipline.

Specification 1st—In this, that he, Corporal Charles B. Mardin, Co. "F," 22d U. S. Infantry, did absent himself without authority from "Tattoo" roll call, on the 16th day of July, and from "Reveille" roll call on the 17th day of July, 1868.

Specification 2d—In this, that he, Corporal Charles B. Mardin, Co. "F," 22d U. S. Infantry, did absent himself from his post without proper authority, between the hours of 7 o'clock P. M., on the 16th day of July, and 1 o'clock P. M., on the 17th day of July, 1868, and proceeded across the Missouri River to Little Swan's Camp, four (4) miles from this post. All this at Fort Randall, D. T., on or about the dates specified.

To which charge and specifications the accused pleaded "Guilty."

FINDING.

Of the 1st and 2d specifications—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Corporal Charles B. Mardin, Co. "F," 22d Infantry, *"To be reduced to the ranks, and to forfeit fifteen dollars (\$15) of his monthly pay for one (1) month, to the United States."*

3d. Private CHARLES FOSTER, Company "F," 22d Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1st—In this, that he, Private Charles Foster, Co. "F," 22d U. S. Infantry, did absent himself without authority from "Tattoo" roll call, on the 16th day of July, and from "Reveille" roll call on the 17th day of July, 1868.

Specification 2d—In this, that he, Private Charles Foster, Co. "F," 22d U. S. Infantry, did absent himself from this post, without proper authority, between the hours of 7 o'clock P. M., on the 16th day of July, and 1 o'clock P. M. on the 17th day of July, 1868, and proceeded across the Missouri River to Little Swan's Camp, four miles from this post. All this at Fort Randall, D. T., on or about the dates specified.

To which charge and specifications the accused pleaded "Guilty."

FINDING.

Of the 1st and 2d specifications—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Charles Foster, Company "F," 22d Infantry, *"To forfeit to the United States fifteen dollars (\$15) of his monthly pay, for two (2) months."*

4th. Wagoner DETRICK GRASSHOFF, Company "F," 22d Infantry.

CHARGE—Conduct to the prejudice of good order and military discipline.

Specification 1st—In this, that he, Wagoner Detrick Grasshoff, Co. "F," 22d Infantry, did absent himself, without authority, from "Tattoo" roll call, on the 16th day of July, and from "Reveille" roll call, on the 17th day of July, 1868.

Specification 2d—In this, that he, Wagoner Detrick Grasshoff, Co. "F," 22d Infantry, did absent himself from this post, without proper authority, between the hours of 7 o'clock P. M. on the 16th day of July, and 1 o'clock P. M., on the 17th day of July, 1868, and proceeded across the Missouri River to Little Swan's Camp, four (4) miles from this post. All this at Fort Randall, D. T., on or about the dates above specified.

To which charge and specifications the accused pleaded as follows :

To the 1st specification—"Guilty."

To the 2d specification—"Guilty," except the words *"one o'clock P. M., on the 17th day of July, 1868,"* substituting six o'clock A. M., same day.

To the charge—"Guilty."

FINDING.

Of the 1st and 2d specifications—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Wagoner Detrick Grasshoff, Company "F," 22d Infantry, *"To be reduced to the ranks, and to forfeit to the United States fifteen dollars (\$15) of his monthly pay for one month."*

PAR. II.. The proceedings, findings, and acquittal in the foregoing case of Daniel T. McManaman, late 1st Sergeant Company "C," 22d Infantry, are approved. He will be released from confinement and returned to duty.

2d. The proceedings, findings and sentence in the foregoing cases of Corporal Charles B. Mardin, Private Charles Foster and Wag-
 oner Detrick Grasshoff, Company "F," 22d Infantry, are in each case approved. The sentence will, in each case, be carried into execution at the post where their Companies may be serving.

By Command of Brevet Maj. Gen. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Judge Advocate.







G. C. M.

Private Elmer E. Melbourn, Company "K," 22d Infantry.

Headquarters, Department of Dakota,
St. Paul, Minn., August 18th, 1868.

GENERAL ORDERS. } No. 33. }

PAR. I. Before a General Court Martial which convened at Fort Rice, D. T., per Special Field Orders No. 2, dated Headquarters, Department of Dakota, (in the field,) Fort Rice, D. T., June 2d, 1868, and of which Lieut. Colonel E. S. Otis, 22d Infantry, Bvt. Col. U. S. A., is President, was arraigned and tried :

Private ELMER E. MELBOURN, Company "K," 22d Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1st—In this, that he, Elmer E. Melbourn, an enlisted soldier in the service of the United States, and private of Company "K," 22d U. S. Infantry, did, with intent to defraud, and wrongfully to obtain money or its equivalent in goods, forge the name of Private Frederick Wolfe, of said Company, and also the name of his Company Commander, by placing the same to a check or order, which check or order was in words and figures following, viz :

FORT RICE, D. T., Ap'l 22d, 1868.

Paymaster U. S. Army,

Pay to H. E. Gregory, Post Sutler, six dollars (\$6.00)
and deduct the same from my next pay.

(Signed) FREDERICK WOLFE.

Approved :

JOHN HARTLEY,

Capt. 22d Infantry,

Com'd'g Co. "K."

This at Fort Rice, D. T., on or about the 22d day of April, 1868.

Specification 2d—In this, that he, Elmer E. Melbourn, Company "K," 22d U. S. Infantry, did present H. E. Gregory, Post Traüer or Sutler of Fort Rice, D. T., or his agent, for payment, a forged order upon which the names of Private Frederick Wolfe, Co. "K," 22d U. S. Infantry, and Capt. John Hartley, 22d U. S. Infantry, were forged, and did endeavor to obtain money thereon, or its equivalent in goods, he, the said Melbourn, well knowing at the time of making the attempt, that the names of said Capt. Hartley and Private Wolfe, were forgeries. This at Fort Rice, D. T., on or about the 22d day of April, 1868.

To which charge and specifications the accused pleaded as follows :

To the 1st specification—"Not Guilty."

To the 2d specification—"Guilty."

To the charge—"Not Guilty."

FINDING.

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Elmer E. Melbourn, Company "K," 22d U. S. Infantry, "*To be confined at hard*

labor, under charge of the post guard, for three (3) months, with loss of all pay for same period, and at the expiration of that time to be dishonorably discharged and drummed out of the service of the United States."

PAR. II.. The proceedings, findings and sentence in the foregoing case of Private Elmer E. Meibourn, Company "K," 22d Infantry, are approved. The sentence will be carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adj't. General.

OFFICIAL.

Judge Advocate.



G. C. M.

Private Edward Lavelle, Company "K," 31st Infantry.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., Aug. 19th, 1868.

GENERAL ORDERS, }
No. 34. }

PAR. I.. Before a General Court Martial which convened at Fort Totten, D. T., per Special Orders No. 58, from these Headquarters, dated May 20th, 1868, and of which Major J. N. G. WHISTLER, 31st Infantry, Brevet Colonel U. S. A., is President, was arraigned and tried :

Private EDWARD LAVELLE, Company "K," 31st Infantry.

CHARGE 1st—"Neglect of duty."

Specification—In this, that he, Private Edward Lavelle, of Co. "K," 31st Infantry, when deployed as a skirmisher in the presence of hostile Indians, by Lieut. O. M. Smith, 31st Infantry, did neglect his duty, either by closing his interval and holding conversation with Private Joseph Waters, of Company "K," 31st Infantry, or by going out of his way, to pick up certain sticks thrown away by Indians. This on the road between Fort Stevenson, D. T., and Fort Totten, D. T., on or about the 23d day of May, 1868.

CHARGE 2d—"Disobedience of orders."

Specification—In this, that he, Private Edward Lavelle, Co. "K," 31st Infantry, after the skirmishers had been ordered by Lieut. O. M. Smith, 31st Infantry, to hold no conversation, did continue to talk to Private Joseph Waters, Co. "K," 31st Infantry. This, in the presence of hostile Indians, on the road between Fort Stevenson, D. T., and Fort Totten, D. T., on or about the 23d day of May, 1868.

CHARGE 3d—"Disrespect towards his commanding officer."

Specification—In this, that he, Private Edward Lavelle, Company "K," 31st Infantry, when ordered by his commanding officer, Lieut. O. M. Smith, 31st Infantry, to cease his conversation with Private Joseph Waters, Co. "K," 31st U. S. Infantry, did make certain grimaces with his face, and act in an unsoldierly and insubordinate manner, and did return an answer, his words being unknown. This in the presence of hostile Indians, on the road between Fort Stevenson, D. T., and Fort Totten, D. T., on or about the 23d day of May, 1868.

CHARGE 4th—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Private Edward Lavelle, Co. K," 31st Infantry, when deployed as a skirmisher, did utterly disregard his duty by closing up to Private Joseph Waters, of Co. "K," 31st Infantry, and holding a conversation with the said Waters, and when the said Private Edward Lavelle, of Co. "K," 31st Infantry, was asked by Lieut. O. M. Smith, 31st Infantry, if he was not aware that it was against orders to talk, did reply in the following insubordinate words,—
"Well, you might have given such orders, but I know nothing about it, I was just asking Waters for some tobacco," or words to that effect, his words evidently being a falsehood, as the said Private Edward Lavelle, Co. "K," 31st Infantry, had been spoken to several times by Sergeant Mortimer Boone, of Company "D," 31st Infantry, in reference to his actions. This in the presence of hostile Indians, on the road between

Fort Stevenson, D. T., and Fort Totten, D. T., on or about the 23d day of May, 1868.

To which charges and specifications the accused pleaded "Not Guilty."

FINDING

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty."

Of the specification 4th charge—"Guilty."

Of the 4th charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Edward Lavelle, Company "K," 31st Infantry, "*To forfeit to the United States (\$10) ten dollars of his monthly pay for five (5) months, and to be confined at hard labor, under charge of the guard, for the same period.*"

PAN. II.. The proceedings, findings and sentence in the foregoing case of Private Edward Lavelle, Company "K," 31st Infantry, are approved. The sentence will be carried into execution at the post where his Company may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adj't General.

OFFICIAL.

Judge Advocate.



G. C. M.

Private James Morris, Company "I," 31st Infantry.

" George H. Cahoo, " "F," " "
" James W. Bates, " "F," " "

Headquarters, Department of Dakota,

SAINT PAUL, MINN., Aug. 20th, 1868.

GENERAL ORDERS,) No. 35.)

PAR. I.. Before a General Court Martial which convened at Fort Stevenson, D. T., per Special Orders No. 142, from these Headquarters, dated St. Paul, Minn., Nov. 26th, 1867, and of which Surgeon CHARLES C. GRAY, Brevet Lieut. Colonel U. S. A., is President, were arraigned and tried :

1st. Private JAMES MORRIS, Company "I," 31st Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1st—In this, that he, Private James Morris, Company "I," 31st Infantry, while drunk, did behave in a disorderly manner, in his company quarters, and did, without provocation, strike and kick Private John Allen, of said Company. All this at Fort Stevenson, D. T., on or about the 11th of July, 1868.

Specification 2d—In this, that he, Private James Morris, Company "I," 31st Infantry, did use threatening and disrespectful language to 1st Sergeant Christopher Heins, Company "I," 31st Infantry, to wit: "*You son of a bitch, I'll get even with you before this time next year;*" when 1st Sergeant Christopher Heins ordered him to keep quiet, he, Private James Morris, Company "I," 31st Infantry, made answer, "*You can go and do your damndest.*" All this at Fort Stevenson, D. T., on or about the 11th day of July, 1868.

To which charge and specifications the prisoner pleaded "Guilty."

FINDING.

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private James Morris, Company "I," 31st Infantry, "*To be confined at hard labor, under charge of the guard, for three (3) months, and to forfeit (\$10) ten dollars of his pay per month for the same period.*"

2d. Private GEORGE H. CAHOO, Company "F," 31st Infantry.

CHARGE—Conduct prejudicial to good order and military discipline.

Specification 1st—In this, that he, Private George H. Cahoo, of Company "F," 31st Infantry, did, while Sergeant Murray, of Co. "F," 31st Infantry, in the discharge of his duty, was endeavoring to arrest and confine Private Howe, of the same Company, repeatedly make use of the following language, "*Don't go for him,*" (meaning Sergeant Murray,) "*See him in hell first,*" or words to that effect, thereby advising the said Howe to resist the lawful authority of his superior. This at Fort Stevenson, D. T., on or about the 12th day of July, 1868.

Specification 2d—In this, that he, Private George H. Cahoo, Company "F," 31st Infantry, did, when Sergeant Murray, Co.

"F," 31st Infantry, while in the execution of his office, offer to arrest him, place himself in a threatening attitude, and make use of the following language—" *I'll be damned if I go—I'll be damned if you* (meaning Sergeant Murray) *can take me,*" or words to that effect. This at Fort Stevenson, D. T., on or about the 12th day of July, 1868.

To which charge and specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private George H. Cahoo, Company "F," 31st Infantry, "*To be confined at hard labor, under charge of the guard, at such place as his company may be serving, for five (5) months, and to forfeit ten dollars (\$10) of his monthly pay, for the same period.*"

3d. Private JAMES W. BATES, Company "F," 31st U. S. Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Private James W. Bates, Company "F," 31st U. S. Infantry, being a duly enlisted soldier in the service of the United States, did, on the 15th of April, 1868, desert the same, and did remain absent until April 24th, 1868, when he surrendered himself. All this at Fort Buford, D. T., on or about the 15th of April, 1868.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private James W.

Bates, of Company "F," 31st Infantry, "*To make good the time lost by desertion; to forfeit all pay and allowances that are now due or may become due, except necessary clothing for fatigue purposes, and to be confined at hard labor, under charge of the guard, until the expiration of his term of enlistment, and then to be dishonorably discharged.*"

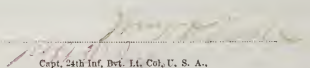
PAR. II. . The proceedings, findings and sentence in the foregoing cases of Privates James Morris, Company "I," George H. Cahoon and James W. Bates, Co. "F," 31st Infantry, are in each case approved. The sentences will, in each case, be carried into execution at the post where the prisoners' Companies may be serving.

By Command of Brevet Maj. Gen. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.


Capt. 24th Inf. Bvt. Lt. Col., U. S. A.,

Aide de Camp, Act. Judge Advocate,

HEADQUARTERS DEPARTMENT OF DAKOTA, }
SAINT PAUL, MINN., Aug. 26, 1868. }

GENERAL ORDERS, }
No. 36. }

Captain CHAS. W. MINER, 22d U. S. Infantry, is hereby announced as Acting Assistant Adjutant General of the Department.

He will be obeyed and respected accordingly.

By Command of Bvt. Maj. Gen. A. H. TERRY.

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL :

A handwritten signature in cursive script, reading "Charles W. Miner", is written over a horizontal dashed line.

Captain 22d U. S. Infantry,
Acting Assistant Adjutant General.

THE
OFFICE OF THE
SECRETARY OF THE
NAVY
WASHINGTON, D. C.
JANUARY 10, 1900
TO THE
HONORABLE THE SECRETARY OF THE
NAVY
WASHINGTON, D. C.
FROM
THE
HONORABLE THE SECRETARY OF THE
NAVY
WASHINGTON, D. C.

1. The Secretary of the Navy is directed to
cause to be prepared and printed a
copy of the report of the Secretary of the Navy
for the year 1899.

2. The Secretary of the Navy is directed to
cause to be prepared and printed a copy of the
report of the Secretary of the Navy for the year 1899.

3. The Secretary of the Navy is directed to
cause to be prepared and printed a copy of the
report of the Secretary of the Navy for the year 1899.

4. The Secretary of the Navy is directed to
cause to be prepared and printed a copy of the
report of the Secretary of the Navy for the year 1899.

HEADQUARTERS DEPARTMENT OF DAKOTA, }
SAINT PAUL, MINN. Sept. 1, 1868. }

GENERAL ORDERS, }
No. 37. }

Brevet Major W. J. TWIXING, Captain, Corps of Engineers, U. S. A., having reported at these Headquarters, in obedience to instructions from the Adjutant General's Office, is hereby announced on the Staff of the Brevet Major General Commanding, as Aide-le-Campe. He will be obeyed and respected accordingly.

By Command of Bvt. Maj. Gen. A. H. TERRY.

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL :



Captain 22d U. S. Infantry,
Acting Assistant Adjutant General.

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1801. It contains a report on the state of the Union and the progress of the government during the year 1800. The letter is signed by James Madison, who was the Vice President at the time.

2. The second part of the document is a report from the Secretary of the Treasury, dated January 1, 1801. It contains a detailed account of the financial state of the government and the measures taken to improve it. The report is signed by Alexander Hamilton, who was the Secretary of the Treasury at the time.

3. The third part of the document is a report from the Secretary of the Navy, dated January 1, 1801. It contains a detailed account of the naval operations of the government and the measures taken to strengthen the fleet. The report is signed by John Adams, who was the Secretary of the Navy at the time.

4. The fourth part of the document is a report from the Secretary of the War, dated January 1, 1801. It contains a detailed account of the military operations of the government and the measures taken to improve the army. The report is signed by Henry Knox, who was the Secretary of the War at the time.

5. The fifth part of the document is a report from the Secretary of the Interior, dated January 1, 1801. It contains a detailed account of the land and natural resources of the United States and the measures taken to manage them. The report is signed by Thomas Mifflin, who was the Secretary of the Interior at the time.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., September 28th, 1868.

GENERAL ORDERS

No. 38.

In compliance with an "Act" of Congress entitled "An Act making appropriations for the current and contingent expenses of the Indian Department, and for fulfilling treaty stipulations with various Indian tribes, for the year ending 30th June, 1869, and for other purposes, relative to the manner in which goods purchased under the provisions of said act are to be issued to the Indians," and "Section 2d" of which is as follows: "*And be it further enacted, That all goods and merchandise furnished any tribe or band of Indians under the provisions of this act, shall be turned over by the Agent or Superintendent of such tribe or band to the chiefs of the tribe or band, to be distributed to the tribe or band by the chiefs, in such manner as the chiefs may deem best; and the delivery of all such goods or merchandise, or annuities of any character, shall be made in the presence of a military officer not below the rank of Captain, to be detailed for that purpose by the Commander of the Department in which the delivery shall be made, where such an officer shall be stationed within fifty miles of the place of delivery, which officer shall attest by his certificate the receipt thereof; and no receipt by Indians for goods or property to any Superintendent or Agent shall be valid to discharge such officer, unless the same be accompanied by the certificate of such military officer, showing that said goods were actually delivered, and are of the quantity and quality stated in the invoice or bill thereof, a copy of which shall be attached to the receipt.*" And to carry out its provisions the following named officers are hereby detailed to attend any and all distributions or payments to Indians that may occur within the said distance of fifty miles of their respective posts, and to comply in full with the requirements of "Section 2d," of said Act:

DETAILS.

Brevet Brigadier General E. B. Alexander, Colonel, 10th Infantry,
Fort Snelling, Minn.

Brevet Major E. G. Bush, Captain, 10th Infantry, Fort Ripley, Minn.

- Brevet Brigadier General W. H. Sidell, Lieutenant Colonel, 10th Infantry, Fort Abercrombie, D. T.
- Brevet Lieutenant Colonel R. H. Hall, Captain, 10th Infantry, Fort Ransom, D. T.
- Brevet Major J. A. P. Hampson, Captain, 10th Infantry, Fort Wadsworth, D. T.
- Brevet Colonel Alex. Chambers, Major 22d Infantry, Fort Randall, D. T.
- Brevet Lieutenant Colonel W. A. Olmsted, First Lieutenant 22d Infantry, Fort Dakota, D. T.
- Brevet Major General D. S. Stanley, Colonel 22d Infantry, Fort Sully, D. T.
- Brevet Colonel E. S. Otis, Lieutenant Colonel, 22d Infantry, Fort Rice, D. T.
- Brevet Colonel J. N. G. Whistler, Major, 31st Infantry, Fort Totten, D. T.
- Brevet Brigadier General P. R. De Trobriand, Colonel 31st Infantry, Fort Stevenson, D. T.
- Brevet Major C. J. Diekey, Captain, 31st Infantry, Fort Buford, D. T.
- Brevet Colonel Geo. L. Andrews, Lieutenant Colonel, 13th Infantry, Fort Shaw, M. T.
- Major William Clinton, 13th Infantry, Camp Cooke, M. T.
- Captain R. S. La Motte, 13th Infantry, Fort Ellis, M. T.

By Command of Bvt. Maj. Genl. A. H. Terry,

CHARLES W. MINER,

Captain 22d U. S. Infantry.
Acting Assistant Adjutant General.

OFFICIAL.



Captain 22d U. S. Infantry.
Acting Assistant Adjutant General.

G. C. M.

1. Corporal John Robinson, Company "G," 13th Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., September 29th, 1868.

GENERAL ORDERS, { No. 39. }

PAR. I. .Before a General Court Martial which convened at Fort Ellis, M. T., per Special Orders No. 1, dated Headquarters, Department of Dakota, St. Paul, Minn., January 6th, 1868, and of which Captain R. S. LA MOTTE, 13th Infantry, is President, was arraigned and tried :

Corporal JOHN ROBINSON, Company "G," 13th Infantry.

CHARGE 1st—"Violation of the 45th Article of War."

Specification 1st—In this, that he, Corporal John Robinson, Company "G," 13th Infantry, Acting Post Commissary Sergeant, was drunk to an extent that rendered him totally unfit for duty. This at Fort Ellis, M. T., on or about the 16th day of April, 1868.

Specification 2d—In this, that he, Corporal John Robinson, Company "G," 13th Infantry, while on duty as Acting Post Commissary Sergeant, was so much under the influence of liquor as to render him unfit for duty. This at Fort Ellis, M. T., on or about the 15th day of May, 1868.

CHARGE 2d—"Conduct to the prejudice of good order and military discipline.

Specification—In this, that he, Corporal John Robinson, Company "G," 13th Infantry, did, while Acting Post Commissary Sergeant, take and appropriate to his own use, thirty-six quart bottles of whiskey, (more or less) the property of the United States, for which A. A. Surgeon N. H. Marselis is responsible, said whiskey being stored in the Commissary storehouse, and in charge of Corporal John Robinson, for safe keeping. This at Fort Ellis, M. T., between the dates of January 9th, 1868, and May 15th, 1868.

To which Charges and Specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st Specification of the 1st Charge—"Not Guilty."

Of the 2d Specification of the 1st Charge—"Guilty."

Of the 1st Charge—"Guilty."

Of the Specification to the 2d Charge—"Guilty," with the exception of the words "*thirty-six quart bottles*," and the words "*more or less*."

Of the Charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Corporal John Robinson, Company "G," 13th Infantry, "*To be reduced to the ranks, and to forfeit ten dollars (\$10) of his monthly pay for two (2) months, to the United States.*"

PAR. II...The proceedings, findings and sentence in the foregoing case of Corporal John Robinson, Company "G," 13th Infantry,

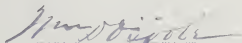
are approved. The sentence will be carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Genl. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General,

OFFICIAL.

A handwritten signature in dark ink, appearing to read "M. D. Smith", written in a cursive style.

1st Lieutenant 31st Infantry, Judge Advocate.



G. C. M.

1. Private James A. Riddel, Company "D," 31st Infantry.
 2. " Edward Herbert, " "D," " "
 3. " John Kienhofer, " "A," " "
 4. " Thomas Hunter, " "A," " "
 5. Artificer George Tobler, " "K," " "
 6. " Charles Clark, " "D," " "
 7. Private Israel N. Palmer, " "A," " "
-

Headquarters Department of Dakota,

ST. PAUL, MINN., September 30th, 1868.

GENERAL ORDERS) No. 40.)

PAR. I. Before a General Court Martial which convened at Fort Totten, D. T., per Special Orders No. 58, Ex. VI, dated Headquarters, Department of Dakota, St. Paul, Minn., May 20th, 1868, and of which Major J. N. G. WHISTLER, 31st Infantry, Bvt. Colonel U. S. A., is President, were arraigned and tried:

1st. Private JAMES A. RIDDEL, Company "D," 31st Infantry.

CHARGE—1st "Desertion."

Specification—In this, that he, Private James A. Riddel, Company "D," 31st Infantry, having been duly enlisted into the service of the United States, did desert the same on or about the 11th day of July, 1868, and remain away until on or about the 16th day of July, 1868, when he was apprehended.

CHARGE 2d—Conduct prejudicial to good order and military discipline.

Specification—In this, that he, Private James A. Riddel, Company "D," 31st Infantry, did steal the following articles of government property, viz.: One haversack, one canteen. This at Fort Totten D. T., on or about the 11th day of July, 1868.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification of the 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING.

Of the specification of the 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification of the 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE.

"To be dishonorably discharged; to forfeit all pay that is now, or may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," two and one half inches in length, and to be confined at hard labor for three years, at such place as the Department Commander may direct."

2d. Private EDWARD HERBERT, Company "D," 31st Infantry.
CHARGE—"Desertion."

Specification—In this, that he, Private Edward Herbert, Company "D," 31st Infantry, having been duly enlisted into the service of the United States, did desert the same on or about the 11th day of July, 1868, and remain away until on or about the 16th day of July, 1868, when he was apprehended. This at Fort Totten, D. T., on or about the 11th day of July, 1868. To which charge and specification the accused pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

"To be dishonorably discharged ; to forfeit all pay that is now, or may become due him, except the just dues of the laundress ; to be indelibly marked on the left hip with the letter "D," two and a half inches in length, and to be confined at hard labor for three years, at such place as the Department Commander may direct."

3d. Private JOHN KIENHOFER, Company "A," 31st Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Private John Kienhofer, Company "A," 31st Infantry, having been duly enlisted into the service of the United States, did desert the same on or about the 11th day of July, 1868, and did remain away until on or about the 16th day of July, 1868, when he was apprehended near Fort Ransom, D. T. This at Fort Totten, D. T., on or about the 11th day of July, 1868.

To which charge and specification the accused pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

"To be dishonorably discharged ; to forfeit all pay that is now, or may become due him, except the just dues of the laundress ; to be indelibly marked on the left hip with the letter "D," two and a half inches in length, and to be confined at hard labor for three years, at such place as the Department Commander may direct."

4th. Private THOMAS HUNTER, Company "A," 31st Infantry.

CHARGE 1st—"Desertion."

Specification—In this, that he, Private Thomas Hunter, Company "A," 31st Infantry, having been duly enlisted into the service of the United States, did desert the same on or about the 14th day of July, 1868, and did remain away until on or about the 16th day of July, 1868, when he was captured near St. Joseph, D. T. This at Fort Totten, D. T., on or about the 14th day of July, 1868.

CHARGE 2d—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Private Thomas Hunter, Company 'A,' 31st Infantry, did steal (1) one Government horse and equipments, and use the same for the purpose of deserting the service of the United States. This at Fort Totten, D. T., on or about the 14th day of July, 1868.

To which Charges and Specifications, the accused pleaded "Guilty."

FINDING.

Of 1st and 2d Charges, and their Specification, "Guilty."

SENTENCE.

"To be dishonorably discharged; to forfeit all pay that is now, or that may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," two and one half inches in length, and to be confined at hard labor for five years, at such place as the Department Commander may direct."

5th. Artificer GEORGE TOBLER, Company "K," 31st Infantry.
CHARGE—"Desertion."

Specification—In this, that he, Artificer George Tobler, Company "K," 31st Infantry, having been duly enlisted in the service of the United States, did desert the same on or about the 11th day of July, 1868, and was apprehended on or about the 16th day of July, 1868, at or near Fort Ransom, D. T., and returned to his Company at Fort Totten, D. T., on or about the 22d day of July, 1868. This at Fort Totten, D. T., on or about the 11th to the 22d day of July, 1868.

To which Charge and Specification the accused pleaded "Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be dishonorably discharged; to forfeit all pay that is now due,

or that may become due him, except the just dues of the laundress: to be indelibly marked with the letter "D," on the left hip, two and one half inches in length, and to be confined at hard labor for three years, at such place as the Department Commander may direct."

6th Artificer CHARLES CLARK, Company "D," 31st Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Artificer Charles Clark, Company "D," 31st Infantry, having been duly enlisted into the service of the United States, did desert the same on or about the 11th day of July, 1868, and remain away until on or about the 16th day of July, 1868, when he was apprehended. This at Fort Totten, D. T., on or about the 11th day of July, 1868.

ADDITIONAL CHARGE—"Desertion."

Specification—In this, that Artificer Charles Clark, Company "D," 31st Infantry, having been duly enlisted into the service of the United States, and being in confinement at the post of Fort Totten, D. T., did desert the said service by escaping from the guard house, August 21st, 1868, and did remain absent from said post until the 23d day of August, 1868, when he was brought back under guard. All this at Fort Totten, D. T., on or about the time specified.

To which Charges and Specifications the accused pleaded as follows :

To the Specification of the Charge—"Guilty."

To the Charge—"Guilty."

To the Specification of the Additional Charge—"Not Guilty."

To the Additional Charge—"Not Guilty."

FINDING.

Of the Specification of the Charge—"Guilty."

Of the Charge—"Guilty."

Of the Specification of the Additional Charge—"Guilty."

Of the Additional Charge—"Guilty."

SENTENCE.

"To be dishonorably discharged ; to forfeit all pay now due him, or

that may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," two and one half inches in length, and to be confined at hard labor, for five years, at such place as the Department Commander may direct."

7th. Private ISRAEL N. PALMER, Company "A," 31st Infantry.
CHARGE 1st—"Desertion."

Specification—In this, that he, Private Israel N. Palmer, Company "A," 31st Infantry, having been duly enlisted into the service of the United States, did desert the same on or about the 14th day of July, 1868, and did remain away until on or about the 16th day of July, 1868, when he was captured near St. Joseph, D. T. This at Fort Totten, D. T., on or about the 14th day of July, 1868.

CHARGE 2d—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Private Israel N. Palmer, Company "A," 31st Infantry, did steal (1) one Government horse and equipments, and use the same for the purpose of deserting the service of the United States. This at Fort Totten, D. T., on or about the 14th day of July, 1868.

To which Charges and Specifications the accused pleaded as follows :

To the Specification of the 1st Charge—"Guilty."

To the 1st Charge—"Guilty."

To the Specification of the 2d Charge—"Not Guilty."

To the 2d Charge—"Not Guilty."

FINDING.

Of the Specification of the 1st Charge—"Guilty."

Of the 1st Charge—"Guilty."

Of the Specification of the 2d Charge—"Guilty."

Of the 2d Charge—"Guilty."

SENTENCE.

"To be dishonorably discharged; to forfeit all pay that is now due him, or that may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," two and one half

inches in length, and to be confined at hard labor for five years, at such place as the Department Commander may direct."

PAR. II...The proceedings and findings in the forgoing cases of Privates James A. Riddel, Edward Herbert, and Artificer Charles Clark, Company "D;" Privates John Kienhofer, Thomas Hunter, and Israel N. Palmer, of Company "A," and Artificer George Tobler, Company "K," all of the 31st Infantry, are, in each case approved. So much of the sentence as prescribes the branding of the prisoners with the letter "**D**," is disapproved. The remainder of the sentence is in each case approved. The Commanding Officer of the post at Fort Totten, D. T., will cause the prisoners to be sent at as early period as practicable, under proper guard to *Fort Snelling*, Minnesota, which is designated as the place of confinement.

By Command of Brevet Maj. Gen. A. H. Terry,

CHARLES W. MINER,

Captain 22d Infantry, A. A. A. General,

OFFICIAL.

Judge Advocate, U. S. A.



G. C. M.

1. Corporal Robert Belt, Company "B," 31st Infantry.
 2. Private Charles E. Gossin, " " "E," " " " "
-

Headquarters, Department of Dakota,

St. Paul, Minn., October 1st, 1868.

GENERAL ORDERS,)
No. 41.)

PAR. I.. Before a General Court Martial which convened at Fort Buford, D. T., per Special Orders No. 145, Ex. II, dated Headquarters, Department of Dakota, St. Paul, Minn., November 30th, 1867, and of which Captain FRANCIS CLARKE, 31st Infantry, Bvt. Maj. U. S. A., is President, were arraigned and tried:

1st. Corporal ROBERT BELT, Company "B," 31st Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1st—In this, that he, Robert Belt, Corporal Co. "B," 31st Infantry, did, while on duty as Corporal of the Guard, become so intoxicated as to render himself unfit for duty. This at Fort Buford, D. T., on or about the 14th of July, 1868.

Specification 2d—In this, that he, Robert Belt, Corporal Company "B," 31st Infantry, did use vulgar and insulting language in the Company mess-room, to Private James Flemming, Company "B," 31st Infantry, he being in the discharge of his duty as Company cook, saying, "*I want my dinner, you white livered son of a bitch,*" or words to that effect. This in the Company mess-room, Company "B," 31st Infantry, on or about the 14th of July, 1868.

Specification 3d—In this, that he, Robert Belt, Corporal Company "B," 31st Infantry, did, without provocation, strike and otherwise abuse Private James Flemming, Company "B," 31st Infantry, Company cook, Company "B," 31st Infantry, while in the discharge of his duty as cook. All this at Fort Buford, D. T., on or about the 14th day of July, 1868.

Specification 4th—In this, that he, Robert Belt, Corporal Company "B," 31st Infantry, did, while on duty as Corporal of the Guard, present himself before Lieut. Col. Bowman, 31st Infantry, commanding Fort Buford, D. T., in an intoxicated condition, and when ordered by Col. Bowman to report to the guard-house, did refuse to do so, saying, "*Can I not do something to commit myself,*" or words to that effect. All this at Fort Buford, D. T., on or about the 14th day of July, 1868.

To which charge and specifications the accused pleaded "Guilty."

FINDING.

Of the Charge and its Specifications—"Guilty."

SENTENCE.

"To be reduced to the ranks, and confined in the guard house at this post for a period of thirty days.

2nd. Private CHARLES E. GOSSIN, Company "E," 31st Infantry.

CHARGE—Conduct to the prejudice of good order and military discipline.

Specification—In this, that he, the said Private Charles E. Gossin, Company "E," 31st Infantry, did forge the name of his Company Commander, 1st Lieut. Martin E. Hogan, 31st Infantry, to an order on the post trader for two (2) bottles of wine. This at Fort Buford, D. T., on or about the 1st day of August, 1868.

To which charge and specification the accused pleaded "Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States all pay that is now due, or may become due, except the just dues of the laundress; to be dishonorably discharged the service of the United States, and be confined in such penitentiary as the Commanding General may direct, for the period of one year."

PAR. II.. The proceedings, findings and sentence in the foregoing case of Corporal Robert Belt, Company "B," 31st Infantry, are approved. The sentence will be carried into execution.

2. The proceedings, findings, and sentence in the foregoing case of Private Charles E. Gossin, Company "E," 31st Infantry, are approved. So much of the sentence as prescribes confinement in a penitentiary, is remitted. As thus modified, the sentence will be carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Genl. A. H. Terry,

CHARLES W. MINER,

Capt, 22d Infantry, A. A. A. General.,

OFFICIAL.

1st Lieut, 31st Infantry,
Judge Advocate.

G. C. M.

1. Private Gustave Weisenbach, Company "C," 13th Infantry.
 2. " Patrick Shields, " "C," " "
-

Headquarters, Department of Dakota,
SAINT PAUL, MINN., October 2d, 1868.

GENERAL ORDERS,) No. 42. }

PAR. I.—Before a General Court Martial which convened at Fort Shaw, M. T., per Special Orders No. 150, dated Headquarters, Department of Dakota, St. Paul, Minn., December, 21st, 1867, and of which Major WILLIAM CLINTON, 13th Infantry, is President, were arraigned and tried :

1st. Private GUSTAVE WEISENBACH, Company "C," 13th Infantry.
CHARGE—" Desertion."

Specification—In this, that he, Private Gustave Weisenbach, Company "C," 13th Infantry, U. S. A., did desert the service of the United States, on or about the 15th day of July, 1867, and did remain absent from his Company and Regiment a deserter until arrested at Helena City, Montana Territory, on or about the 18th day of March, 1868, (\$30) thirty dollars being paid for such arrest and apprehension.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the Charge and Specification—" Guilty."

SENTENCE.

"To forfeit all pay and allowances now due, or that may become due him for one year; to be confined at hard labor, under charge of the guard, for one year, wearing a ball attached by a chain to his left leg, and at the expiration of that time to be drummed out of the service; immediately upon the promulgation of this sentence, to be indelibly marked with the letter "D," two and a half inches long, upon the left hip."

2d. Private PATRICK SHIELDS, Company "C," 13th Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Private Patrick Shields, Company "C," 13th Infantry, U. S. A., did desert the service of the United States on or about the 2d day of July, 1867, and did remain absent from his Company and Regiment, a deserter, until arrested at Helena City, Montana Territory, on or about the 18th day of March, 1868, (\$30) thirty dollars being paid for such arrest and apprehension.

To which Charge and Specification the prisoner pleaded "Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit all pay and allowances now due, or that may become due him for one year; to be confined at hard labor, under charge of the guard, for one year, wearing a ball attached by a chain to his left leg, and at the expiration of that time, to be drummed out of the service. Immediately upon the promulgation of this sentence, to be indelibly marked with the letter "D," two and a half inches long, upon the left hip."

PAR. II. In the foregoing cases of Privates Gustave Weisenbach, and Patrick Shields, Company "C," 13th Infantry, the proceedings and findings are approved. The records in these cases were returned to the General Court Martial before which the cases were tried, for the correction of the sentence, which was not explicit and definite in regard to the period for which the pay of the accused was to be forfeited. The correction was made by the President


alone, and the records present no evidence whatever of the sanction or authority of the Court, for the interlineation of the words: "*now due or that may become due him for one year.*" The sentence was originally so defective and subsequently so vitiated by the unauthorized interlineation, that the Commanding General does not approve any portion thereof, and it is hereby disapproved. The prisoners will be released from confinement and returned to duty.

By Command of Bvt. Maj. Genl. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.


1st Lieut. 31st Infantry, Judge Advocate.



G. C. M.

1st. Captain John H. Piatt, 31st Infantry.
2d. 2d Lieut. Charles H. Leonard, 31st Infantry.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., October 3d, 1868.

GENERAL ORDERS) No. 43.)

PAR. I., Before a General Court Martial which convened at Fort Totten, D. T., per Special Orders No. 72, Ex. II, dated Headquarters, Department of Dakota, St. Paul, Minn., June 15th, 1868, and of which Colonel P. R. DE TROBRIAND, 31st Infantry, Bvt. Brig. General U. S. A., is President, were arraigned and tried :

1st. Captain John H. Piatt, 31st Infantry.

CHARGE 1st—"Drunkeness on duty."

Specification 1st—In this, that he, the said Captain John H. Piatt, 31st U. S. Infantry, while on duty as Officer of the Day, was so much under the influence of intoxicating liquor as to be unfit for the proper discharge of his duties. This at Fort Totten, D. T., on or about the 20th day of August, 1867.

Specification 2d—In this, that he, the said Captain John H. Piatt, 31st U. S. Infantry, while on duty as Officer of the Day, was so much under the influence of intoxicating liquor as to be unfit for the proper discharge of his duties. This at Fort Totten, D. T., on or about the 22d day of August, 1867.

Specification 3d—In this, that he, the said Captain John H. Piatt, 31st U. S. Infantry, having been detailed as a member of a Council of Administration, by S. O. No. 12, dated Headquarters, Fort Totten, D. T., December 16th, 1867, did absent himself from said Council of Administration, by being drunk, and did become so much under the influence of intoxicating liquor as to be unfit for the proper discharge of his duties as a member of said Council of Administration, thereby forcing said Council of Administration to adjourn. This at Fort Totten, D. T., on or about the 16th day of December, 1867.

CHARGE 2d—"Conduct subversive of good order and military discipline."

Specification 1st—In this, that he, the said Captain John H. Piatt, 31st U. S. Infantry, while under the influence of intoxicating liquor, did immediately after the dismissal of parade, and in the presence of enlisted men of the command, offer a pistol to one of two enlisted men who had been called out by the Commanding Officer of the Post, to fight in the presence of the command, and did tell said enlisted man, (Pitcher, of Co. "D," 31st Infantry,) to take said pistol and to defend himself, and did by his presence and unsoldierly conduct countenance and encourage disorderly conduct on the part of the enlisted men of the command. This at Fort Totten, D. T., on or about the 21st day of August, 1867.

To which Charges and Specifications the accused pleaded "Not Guilty."

FINDING.

Of the 1st Specification of the 1st Charge—"Not Guilty."

Of the 2d Specification of the 1st Charge—"Not Guilty."

Of the 3d Specification of the 1st Charge—"Not Guilty."

Of the 1st Charge—"Not Guilty."

Of the Specification of the 2d Charge—"Guilty."

Of the 2d Charge—"Guilty."

SENTENCE.

And the Court does therefore sentence him, the said Captain John H. Piatt, 31st U. S. Infantry, "*To forfeit six months pay proper, and to be reprimanded in General Orders.*"

2d. 2d Lieut. CHARLES H. LEONARD, 31st Infantry.

CHARGE—"Drunkness on duty."

Specification—In this, that he, the said 2d Lieut. Charles H. Leonard, 31st U. S. Infantry, while on duty as Officer of the Day, did become so much under the influence of intoxicating liquor, as to be unfit for the proper discharge of his duties. This at Fort Totten, D. T., on or about the 21st day of August, A. D. 1867.

To which Charge and Specification the accused pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Not Guilty."

And the Court does therefore *acquit* him, 2d Lieut. Charles H. Leonard, 31st U. S. Infantry.

PAR. II..The proceedings and findings in the foregoing case of Captain John H. Piatt, 31st Infantry, are approved.

The sentence is utterly inadequate as a punishment for the gross and outrageous offence of which Captain Piatt stands convicted.

But for the impossibility of reconvening the Court at this season of the year, the record would be returned to it for a reconsideration of the sentence. In view of that impossibility, the sentence is approved.

In the belief that a reprimand will be no punishment to an officer who can conduct himself in the manner in which the Court has found that Captain Piatt did conduct himself, that portion of the sentence which prescribes that he shall be reprimanded in General Orders, is remitted. The remainder of the sentence will be carried into effect.

The foregoing proceedings and findings in the case of 2d Lieut.

Charles H. Leonard, are approved. Lieut. Leonard will be released from arrest and will resume his sword and return to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

A handwritten signature in dark ink, appearing to read "James H. Leonard". The signature is written in a cursive style with some flourishes.

1st Lieutenant 31st Infantry, Judge Advocate.

Headquarters, Department of Dakota,
SAINT PAUL, MINN., October 3d, 1868.

GENERAL ORDERS, }
No. 44. }

Until further orders, the authority to grant furloughs to enlisted men for a period of time not exceeding sixty days in length, is vested in the District Commanders of this Department.

Application for a greater length of time will be forwarded to these Headquarters through the proper channel, and with the remarks of intermediate commanders endorsed thereupon.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Captain 22d Infantry,
Acting Assistant Adjutant General.



Headquarters, Department of Dakota,

SAINT PAUL, MINN., October 4th, 1868.

GENERAL ORDERS }
No. 45. }

I..District Commanders are hereby directed to cause estimates and requisitions for all Quartermaster's, Subsistence, and Ordnance Supplies which will be needed in their respective commands for the year ending July 1st, 1870, to be made out and forwarded so as to secure their arrival at these Headquarters by January 1st, 1869.

The estimates and requisition for posts will not be consolidated at District Headquarters, but will be carefully revised by the District Commanders.

Estimates for posts in the District of Montana, and the Middle District, will be made on the basis of eighty-three men to a company.

II..Post Commanders will be held responsible that contracts for supplying the troops of their commands with public stores, are faithfully executed, especially in regard to quantity, quality, and condition, time and place of the property delivered. A Board of Officers to inspect, measure, weigh, &c., all Fuel, Forage, Straw, Building material, or Miscellaneous Stores, will be ordered in all cases, and the officers constituting the Board will be held responsible for any neglect or loss to the Government. Copies of all contracts, the moment they are made, will be forwarded to the Post Commanders affected thereby. Vouchers for supplies received by purchase or contract, will be revised, approved, and countersigned by post or other Commanders of the troops for whose use the property is purchased.

III..The issue of the Company cook stoves and furniture allowed to the troops, to the laundresses and others at the post, is pro-

hibited. Public property will only be issued and applied to the use or purposes for which it is furnished, and upon all estimates and requisitions, opposite each article will be written the purposed use or application of the same. All commanders will revise and correct such remarks, and when property is received, see that it is applied in accordance therewith. Requisitions without such remarks and explanations, cannot be favorably considered.

By Command of Bvt. Maj. Genl. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Captain 22d U. S. Infantry,
Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

St. Paul, Minn., October 5th, 1863.

GENERAL ORDERS. }
No. 46. }

I. Brevet Major General A. Baird, Major and Assistant Inspector General, U. S. A., having reported for duty at these Headquarters, in compliance with orders from Headquarters, Military Division of the Missouri, is announced to the command as Inspector General of the Department, and will be obeyed and respected accordingly.

He will relieve Brevet Lieutenant Colonel Charles H. Graves, Captain 34th Infantry, and enter, without delay, upon the discharge of the duties of his office. Col. Graves will resume his duties as Aide de Camp to the Commanding General.

II..Brevet Lieutenant Colonel G. Norman Lieber, Major and Judge Advocate, U. S. A., having reported for duty at these Headquarters, in compliance with orders from the War Department, is announced as Judge Advocate of the Department, and will be obeyed and respected accordingly.

He will relieve 1st Lieutenant William D. O'Toole, 31st Infantry, Acting Judge Advocate, and enter, without delay, upon the discharge of the duties of his office.

III..In relieving Brevet Lieutenant Colonel Graves, and Lieutenant O'Toole, the Brevet Major General Commanding assures them that the duties of the offices respectively filled by them, as Acting Department Staff Officers, have been performed to his entire

satisfaction, and he takes great pleasure in officially tendering them his thanks therefor.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Captain 22d Infantry,

Acting Assistant Adjutant General.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., October 16th, 1868.

GENERAL ORDERS }
No. 49. }

Until further orders, there will be allowed ten (10) enlisted Indian Scouts, for post purposes, at each of the following named Military posts in this Department, viz: Forts Abererombie, Wadsworth, Ransom, Totten, Sully, Rice, Stevenson, Buford, Shaw, Ellis, and Camp Cooke. All Scouts, at any post named, in excess of the number herein allowed, will be discharged upon receipt of this order, and if at any post named the number is not equal to the allowance, Scouts will, if practicable, be enlisted to complete the number. At the posts in the Department not named above, Indian Scouts will not be allowed, and should there be any in service at such posts, they will be at once discharged.

Hereafter the Indian Scouts at posts must be taken up, and borne on Post and District Returns, the same as other enlisted men.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Captain 23d U. S. Infantry,
Acting Assistant Adjutant General,



G. C. M.

Private SAMUEL D. BOLLENGER, Company "E," 10th Infantry.

Headquarters, Department of Dakota,
SAINT PAUL, MINN., October 17th, 1868.

GENERAL ORDERS, } No. 50. }

PAR. I. Before a General Court Martial which convened at Fort Wadsworth, D. T., per Special Orders No. 58, dated Headquarters, Department of Dakota, St. Paul, Minn., May 20th, 1868, and of which Captain J. A. P. HAMPSOX, 10th Infantry, Bvt. Major U. S. A., is President, was arraigned and tried:

Private SAMUEL D. BOLLENGER, Company "E," 10th Infantry.
CHARGE—"Violation of the 46th Article of War."

Specification—In this, that he, Private Samuel D. Bollenger, Company "E," 10th Infantry, being a member of the Post Guard, at Fort Wadsworth, D. T., and having been duly posted as a sentinel in front of the stables of the "Mounted Force," did leave his post, and go inside the stable. This at Fort Wadsworth, D. T., between the hours of five and seven o'clock, A. M., on or about the 17th day of September, 1868.

To which Charge and Specification the prisoner pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be confined at hard labor, under charge of a guard, for the period of sixty days."

PAR. II. . The proceedings, findings and sentence in the foregoing case are approved, and the sentence will be carried into execution at the post where the prisoner's Company may be serving.

2. The General Court Martial convened at Fort Wadsworth, D. T., per Special Orders No. 58, from these Headquarters, dated May 20th, 1868, and of which Captain J. A. P. HAMPSON, 10th Infantry, Bvt. Major U. S. A., is President, is hereby dissolved.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col.,
Judge Advocate, U. S. A.





G. C. M

1. Corporal WILLIAM KELLER, Company "K," 22d Infantry.
 2. Private JOHN C. RAFFERTY, " " "A," " " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., October 15th, 1868.

GENERAL ORDERS } No. 51. }

PAR 1. Before a General Court Martial which convened at Fort Rice, D. T., per Special Field Orders No. 2, dated Headquarters, Department of Dakota, (in the Field.) Fort Rice, D. T., June 2d, 1868, and of which Lieut. Col. E. S. Otis, 22d Infantry, Bvt. Col. U. S. A., is President, were arraigned and tried:

1st. Corporal WILLIAM KELLER, Company "K," 22d Infantry.

CHARGE 1st—"Neglect of Duty."

Specification—In this, that he, Corporal William Keller, did, while acting Sergeant of the Guard, he having been regularly detailed and marched on as such, fail to report to the Officer of the Day, that the Sentinel posted on No. 1, claiming to be sick, had been relieved by him, and another man posted in his stead. All this at Fort Rice, D. T., on or about the 15th day of August, 1868.

CHARGE 2d—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Corporal William Keller, Company "K," 22d U. S. Infantry, while acting Sergeant of the Guard,

he having been regularly detailed and marched on as such, did, while acting in said capacity, relieve, or cause to be relieved, the Sentinel on No. 1, he claiming to be sick, and did post another man in his stead, when at the time it was evident the sentinel thus relieved, was intoxicated, and not sick, as claimed. All this at Fort Rice, D. T., on or about the 15th day of August, 1868.

To which Charges and Specifications the accused pleaded as follows :

To the Specification to 1st Charge—"Guilty."

To the 1st Charge—"Guilty."

To the Specification to 2d Charge—"Guilty," except the words "*when, at the time, it was evident the Sentinel thus relieved was intoxicated, and not sick, as claimed.*"

To the 2d Charge—"Not Guilty."

FINDING.

Of the Specification to 1st Charge—"Guilty."

Of the 1st Charge—"Guilty."

Of the Specification to 2d Charge—"Guilty," except the words "*when, at the time, it was evident the Sentinel thus relieved, was intoxicated and not sick, as claimed.*"

Of the 2d Charge—"Not Guilty."

SENTENCE.

"To be reduced to the ranks, and to forfeit to the United States his pay proper, for the period of three (3) months."

2d. Private JOHN C. RAFFERTY, Company "A," 22d Infantry.

CHARGE—"Drunkenness on Duty."

Specification—In this, that he, Private John C. Rafferty, Company "A," 22d U. S. Infantry, being regularly detailed and marched on as a member of the Guard, did become so much under the influence of intoxicating drink, as to render him incapable of performing his duties as a Sentinel. All this at Fort Rice, D. T., on or about the 15th day of August, 1868.

To which Charge and Specification the accused pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be confined at hard labor, under charge of the Guard, until the expiration of his term of service, (Sept. 28th, 1868,) and to forfeit his monthly pay for the period of two (2) months."

PAR. II..The proceedings and findings in the case of Corporal William Keller, Company "K," 22d Infantry, are approved. So much of the sentence as relates to the forfeiture of pay, is remitted. The remainder of the sentence is confirmed, and will be duly executed.

2. In the case of Private John C. Rafferty, Company "A," 22d Infantry, the record is defective, in that all questions were not reduced to writing, and entered upon it, thus depriving the reviewing authority of the power of deciding whether or not they conflicted with the established rules of evidence. It is further defective in not showing the grounds of the objections to certain questions, and that the Court was cleared for their consideration.

Owing to the time that would necessarily elapse before these proceedings—if returned to the Court for amendment—could be finally acted upon, and the fact that the prisoner's terms of enlistment and of confinement, as imposed by the sentence, have already expired, the proceedings, findings and sentence, are disapproved.

He will be released from confinement and returned to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE.

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lieut. Col.
Judge Advocate, U. S. A.



G. C. M.

1. Sergeant PATRICK SCULLY, Company "A," 31st Infantry.
 2. Private FREDERICK MORRIS, " "D," "
 3. Corporal ANTHONY FINN, " "D," "
 4. Private DAVID T. STRICKLER, " "A," "
 5. Private JOHN HOWARD, " "D," "
-

Headquarters, Department of Dakota,

St. Paul, Minn., October 24th, 1868.

GENERAL ORDERS, }
No. 52. }

PAR. I. Before a General Court Martial which convened at Fort Totten, D. T., pursuant to Special Orders No. 58, current series, from these Headquarters, and of which Major J. N. G. WHISTLER, 31st Infantry, Bvt. Col. U. S. A., is President, were arraigned and tried :

1st. Sergeant PATRICK SCULLY, Company "A," 31st Infantry.

CHARGE 1st—"Drunkenness on duty."

Specification—In this, that Sergeant Patrick Scully, Company "A," 31st Infantry, having been detailed with a detachment of the 31st Infantry, under command of 2d Lieut. O. M. Smith, 31st Infantry, to go in pursuit of deserters, did become so intoxicated as to be unable to properly perform his duty, and made it obligatory upon his commanding officer, 2d Lieut. O. M. Smith, 31st Infantry, to order him, the said Sergeant Patrick Scully, Company "A," 31st Infantry, back to his company, thereby leaving the detachment without any non-commissioned officer. This near Fort Totten, D. T., on or about the 11th day of July, 1868.

CHARGE 2d—"Conduct subversive of good order and military discipline."

Specification—In this, that Sergeant Patrick Scully, Company "A," 31st Infantry, while out with a detachment of the 31st Infantry under command of 2d Lieut. O. M. Smith, 31st Infantry, did become so intoxicated that he conducted himself in a manner which made him an object of laughter for the men composing the detachment. This near Fort Totten, D. T., on or about the 11th day of July, 1868.

To which Charges and Specifications the accused pleaded "Not Guilty."

FINDING.

Of the 1st and 2d Charges and their Specifications—"Guilty."

SENTENCE.

"To be reduced to the ranks, and to be confined at hard labor for a period of six months, at such place as the Department Commander may direct."

2d. Private FREDERICK MORRIS, Company "D," 31st Infantry,
CHARGE 1st—"Desertion."

Specification—In this, that he, Private Frederick Morris, Company "D," 31st Infantry, having been duly enlisted into the service of the United States, did desert the same on or about the 12th day of July, 1868, and remain away until on or about the 15th of July, 1868, when he was apprehended. Thirty dollars (\$30) paid for apprehension.

CHARGE 2d—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Private Frederick Morris, Company "D," 31st Infantry, did steal the following articles of Government property: One (1) Springfield rifled musket. This at Fort Totten, D. T., on or about the 12th day of July, 1868.

To which Charges and Specifications the accused pleaded "Guilty."

FINDING.

Of the 1st and 2d Charges and their Specifications—"Guilty."

SENTENCE.

"To be dishonorably discharged the service, to forfeit to the United States all pay that is now due or that may become due except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," two and one half inches in length, and to be confined at hard labor for five years at such place as the Department Commander may direct."

31. Corporal ANTHONY FINN, Company "D," 31st Infantry.

CHARGE—"Neglect of Duty."

Specification—In this that Corporal Anthony Finn, of "D" Company, 31st U. S. Infantry, being a Corporal of the Guard mounted at Fort Totten, D. T., on the 20th day of August, 1868, did permit Artificer Charles Clark, of "D" Company, 31st U. S. Infantry, and Private Edward Lavelle, of "K" Company, 31st U. S. Infantry, then in confinement in the guard house, to escape from such confinement, and from the post. This at Fort Totten, D. T., on or about the date above specified.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Not Guilty."

And the Court do therefore *acquit* him, Corporal Anthony Finn, Company "D," 31st U. S. Infantry.

4th. Private DAVID T. STRICKLER, Company "A," 31st Infantry.

CHARGE—"Neglect of Duty."

Specification—In this, that Private David T. Strickler, of Company "A" 31st Infantry, being a member of the garrison guard, duly detailed and mounted, and having been sent by a non-commissioned officer of the guard, as a sentinel with prisoners to the sink, did allow Private Fritz Diefenbach, of Co. "A," 31st Infantry, then in confinement for desertion, to so escape from his charge, that he could not be retaken. This at Fort Totten, D. T., on or about the 11th day of August, 1868.

To which Charge and Specification the accused pleaded "Not Guilty."

FINDING.

Of the specification guilty, but attach no criminality thereto.

Of the Charge—"Not Guilty."

And the Court do therefore *acquit* him, Private David T. Strickler, Company "A," 31st Infantry.

5th. Private JOHN HOWARD, Company "D," 31st Infantry.

CHARGE—Drunkenness on duty.

Specification—In this, that, he, Private John Howard, Company "D," 31st U. S. Infantry, being on extra duty in the Q. M. Department, did become so intoxicated that he was unfit to perform his duty. This at Fort Totten, D. T., on or about the 18th day of August, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be confined at hard labor under charge of the guard, for the period of six months, and to have a ball and chain attached to his left leg, the ball weighing twelve pounds."

PAN. II.. The proceedings and findings in the case of Sergeant Patrick Scully, Company "A," 31st Infantry, are confirmed. Upon the recommendation of the members of the Court, and in consideration of his previous good character, so much of the sentence as relates to his confinement at hard labor for a period of six months, is remitted; the remainder of the sentence is confirmed and will be carried into execution.

2. The proceedings and findings in the case of Private Frederick Morris, Company "D," 31st Infantry, are approved. So much of the sentence as requires that the prisoner be indelibly marked on the left hip with the letter "D," is remitted. The remainder of the sentence is confirmed and will be duly executed.

Fort Snelling, Minn., is designated as the place of confinement, to which point the prisoner will be sent under a suitable guard.

3. The proceedings, findings and acquittal in the cases of Corporal Anthony Finn, Company "D," and Private David T. Strickler, Company "A," 31st Infantry, are in each case approved. Corporal Finn will be released from arrest, and Private Strickler from confinement, and returned to duty.

4. The proceedings, findings and sentence in the case of Private John Howard, Company "D," 31st Infantry, are disapproved on account of a failure of proof. He will be released from confinement and returned to duty.

By Command of Bvt. Maj. Genl. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col., U. S. A.,

Judge Advocate.







G. C. M.

1. Private CHARLES WILSON, Co. "E," 31st U. S. Infantry.
 2. " JOHN SMITH, " "E," " " "
 3. " JOHN MURPHY, " "B," " " "
 4. Corporal BENJ. CHILCOTT, " "E," " " "
 5. Private JOSIAH DILKES, " "G," " " "
 6. " SAMUEL GARDNER, " "G," " " "
 7. Corporal PATRICK HICKEY, " "B," " " "
-

Headquarters, Department of Dakota,

St. Paul, Minn., November 24, 1868.

GENERAL ORDERS, { No. 53. }

PAR. I..Before a General Court Martial, which convened at Fort Buford, D. T., pursuant to Special Orders, No. 145, series of 1867, from these Headquarters, and of which Captain FRANCIS CLARK, 31st U. S. Infantry, Brevet Major, U. S. A., is President, were arraigned and tried:

1st. Private CHARLES WILSON, Company "E," 31st U. S. Infantry.

CHARGE—"Desertion."

Specification—In this, that he, the said Private Charles Wilson, Company "E," 31st Infantry, after being duly mounted as a member of the guard, on or about the thirtieth (30th) day of May, 1867, did desert the Guard, and the

service of the United States, and remain absent until apprehended on or about the 31st day of May, 1867. This at or near Fort Rice, D. T., on or about the night of the thirtieth (30th) day of May, 1867.

To which charge and specification the accused pleaded "Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Charles Wilson, Company "E," 31st Infantry, *"To forfeit to the United States all pay and allowances that are, or may become due, and be confined at hard labor, in charge of the Guard, for sixty (60) days, wearing a ball and chain attached to his left leg, weighing twenty (20) pounds, after the expiration of which time, to be drummed out of the United States service."*

2d. Private JOHN SMITH, Company "E," 31st U. S. Infantry.

CHARGE—"Desertion."

Specification—In this, that he, the said Private John Smith, Company "E," 31st U. S. Infantry, after being duly detailed to sleep at the Saw Mill, on or about the night of the thirtieth day of May, 1867, did desert the said post and the service of the United States, and remain absent until apprehended on or about the thirty-first day of May, 1867. This at or near Fort Rice, D. T., on or about the night of the thirtieth day of May, 1867.

To which charge and specification the accused pleaded "Guilty."

FINDING.

Of the Specification—"Guilty."

Of the Charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private John Smith, Company "E," 31st Infantry, "*To forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress, for the period of six (6) months, to be confined in charge of the Guard, at this post, for the same period, with a ball and chain attached to his left leg—ball weighing twenty (20) pounds.*"

3d. Private JOHN MURPHY, Company "B," 31st U. S. Infantry.

CHARGE—"Deserting post."

Specification—In this, that he, Private John Murphy, Company "B," 31st Infantry, having been duly posted as a sentinel at post number nine, did absent himself from the same, and was found in "B" Company quarters, by the Corporal of the Guard. All this at Fort Buford, D. T., on or about the 6th day of January, 1868, between the hours of four and five o'clock, A. M.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Guilty."

Of the charge—"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private John Murphy, Company "B," 31st Infantry, "*To forfeit (\$10) ten dollars a month of his monthly pay, for the period of four (4) months, and to be confined in charge of the Guard, at this post, with a ball and chain attached to his left leg,—the ball weighing twenty (20) pounds—for the same period.*"

4th. Corporal BENJAMIN CHILCOTT, Company "E," 31st U. S. Infantry.

CHARGE—"Disobedience of Orders."

Specification—In this, that he, Corporal Benjamin Chilcott, Company "E," 31st U. S. Infantry, having been duly detailed as Corporal of the Guard, did refuse to go on duty at the Steamboat landing, when ordered to do so by Sergeant Conrad Blattner, Company "E," 31st U. S. Infantry, then in charge of the Guard. This at or near Fort Stevenson, D. T., on or about the 23d day of September, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the specification—"Not Guilty."

Of the charge—"Not Guilty."

And the Court do therefore *acquit him*.

5th. Private JOSIAH DILKES, Company "G," 31st U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private Josiah Dilkes, Company "G," 31st Infantry, did, after being duly mounted as a member of the Guard, and placed as one of a party of Guards on the steamer "*Bertha*," become so drunk and disorderly, as to be incapable of performing the duties of a sentinel. This at or near Fort Buford, D. T., on the night of the twenty-eighth (28th) of September, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the charge and specification—"Guilty."

SENTENCE.

And the Court does sentence him, Private Josiah Dilkes, Co. "G," 31st Infantry, *"To be confined in charge of the guard, at the post where his Company may be serving, for the period of three months, every alternate day for the same period, to walk a twenty-four (24) foot ring, in charge of sentry No. 1, from reveille to retreat, with a log of wood weighing thirty (30) pounds, strapped to his back, fifteen minutes to be allowed for each meal."*

6th. Private SAMUEL GARDNER, Company "G," 31st U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private Samuel Gardner, Company "G," 31st U. S. Infantry, did, after being duly mounted as a member of the Guard, and placed as one of a party of guards on the steamer "Bertha," become so drunk and disorderly, as to be incapable of performing the duties of a sentinel. This at or near Fort Buford, D. T., on the night of the 28th day of September, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the charge and specification—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private Samuel Gardner, Company "G," 31st U. S. Infantry, *"To be confined in charge of the Guard, at the post where his Company may be serving, for the period of three (3) months; every alternate day,*

during the same period, to walk a twenty-four (24) foot ring, in charge of Sentry No. 1, from reveille to retreat; with a log of wood weighing thirty (30) pounds, strapped to his back; fifteen (15) minutes to be allowed for each meal."

7th. Corporal PATRICK HICKEY, Company "B," 31st U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Corporal Patrick Hickey, Company "B," 31st U. S. Infantry, after being duly mounted as a Corporal of the Guard, and placed in charge of a party of guards on the steamer "Bertha," became so drunk as to be utterly unable to attend to his duties as Corporal in charge, and thereby allowing his party of guards to become drunk and disorderly. This at or near Fort Buford, D. T., on the night of the twenty-eighth day of September, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

Of the charge and specification—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Corporal Patrick Hickey, Company "B," 31st Infantry, *"To be reduced to the ranks, and confined, under charge of the Guard, at the post where his Company may be serving, for the period of sixty (60) days, carrying a knapsack weighing thirty (30) pounds, for the same period, from reveille to retreat, allowing thirty (30) minutes for each meal."*

PAR. 11..The proceedings, findings, and sentence in the case of Private Charles Wilson, Co. "E," 31st Infantry, are

approved, but upon the recommendation of members of the Court, and in consideration of the length of time the prisoner has already been in confinement, the sentence is mitigated to a forfeiture of all pay and allowances now due. He will be released from confinement and returned to duty.

2. The proceedings, findings, and sentence in the case of Private John Smith, Co. "E," 31st Infantry, are approved, but in consideration of the length of time the prisoner has already been in confinement, the sentence is mitigated to a forfeiture of all pay and allowances now due except the just dues of the laundress. He will be released from confinement and returned to duty.

3. The proceedings, findings and sentences in the case of Private John Murphy, Co. "B," 31st Infantry, are approved, but upon the recommendation of members of the Court, and in consideration of his previous good character, and the length of time he has already been in confinement, the sentence is remitted. He will be released from confinement and returned to duty.

4. The proceedings and findings in the case of Corporal Benjamin Chilcott, Co. "E," 31st Infantry, are approved. He will be released from arrest and returned to duty.

5. The proceedings, findings and sentence in the cases of Privates Josiah Dilks and Samuel Gardner, Company "G," 31st Infantry, are, in each case, approved. So much of the sentences as requires that the prisoners carry a log of wood weighing thirty pounds, strapped to their backs, is in each case remitted. The remainder of the sentence will be duly executed.


6. The proceedings, findings and sentence in the case of Corporal Patrick Hickey, Co. "B," 31st Infantry, are approved. So much of the sentence as requires that the prisoner

carry a knapsack weighing thirty pounds, is remitted. The remainder of the sentence will be duly executed.

By Command of Bvt. Maj. Genl. A. H. Terry,

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col., U. S. A.,
Judge Advocate.

G. C. M.

1. Private John Harney, Company "A," 13th Infantry.
 2. " George Stevenson, " "I," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., November 3d, 1868.

GENERAL ORDERS { No. 54. }

PAR. I.—Before a General Court Martial which convened at Fort Shaw, M. T., pursuant to Special Orders No. 65, Extract III, current series from these Headquarters, and of which Lt. Col. GEORGE L. ANDREWS, 13th Infantry, Brevet Col. U. S. A., is President, were arraigned and tried :

1st. Private JOHN HARNEY, Company "A," 13th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Private John Harney, Company "A," 13th Infantry, did, on or about the 29th day of September, 1868, take away without permission, and steal from the Subsistence warehouse at Fort Shaw, M. T., with the intention of appropriating the same to his own use and benefit, one box, or case, containing two dozen (24) cans of assorted jellies, valued at six-

teen dollars and twenty-nine cents, (\$16.29). All this at Fort Shaw, M. T., on or about the date above written.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the charge and specification—"Not Guilty."

And the Court does therefore *acquit* him, Private John Harney, Co. "A," 13th Infantry.

2. Private GEORGE STEVENSON, Company "I," 13th Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Private George Stevenson, Co. "I," 13th Infantry, having been duly enlisted in the service of the United States, did desert the same on or about the 10th day of May, 1868, at or near Fort Shaw, M. T., and did remain absent until apprehended on or about the 6th day of October, 1868, at or near Helena, M. T., thirty dollars (\$30) paid for his apprehension.

To which charge and specification the prisoner pleaded "Guilty."

FINDING.

Of the charge and specification—"Guilty."

SENTENCE.

To forfeit all pay and allowances that are now due, or that may become due; to be immediately upon the promulgation of this sentence, indelibly marked with the letter "D," one and one half

inches in length, upon the left hip, and ten days after the promulgation of this sentence, to have the hair shaved from off one half of his head, and be drummed out of the service, and then to be confined for a period of three years, at hard labor, in such penitentiary or military prison as the Commanding General may direct."

PAR. II..The proceedings and findings in the case of Private John Harney, Company "A," 13th Infantry, are approved. He will be released from confinement and returned to duty.

2. The proceedings and findings in the case of Private George Stevenson, Company "I," 13th Infantry, are approved. So much of the sentence as requires that he be indelibly marked with the letter "D." on the left hip, and have one half of his head shaved, is remitted. The remainder of the sentence is confirmed, and will be duly executed. Fort Snelling, Minn., is designated as the place of confinement, to which point the prisoner will be sent under a suitable guard.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General,

OFFICIAL.



Major and Bvt. Lieut. Col. U. S. A.

Judge Advocate,



G. C. M.

1. Private George W. Long, Company "D," 10th Infantry.
 2. " Daniel Deegan, " "F," " "
-

Headquarters, Department of Dakota,
SAINT PAUL, MINN., November 4th, 1868.

GENERAL ORDERS, } No. 55. }

PAR. 1.—Before a General Court Martial which convened at Fort Abercrombie, D. T., pursuant to Special Orders No. 111, series of 1867, from these Headquarters, and of which Lieut. Col. W. H. SIDELL, 10th Infantry, Bvt. Brig. General U. S. A., is President, were arraigned and tried:

1st. Private GEORGE W. LONG, Company "D," 10th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1st.—In this, that he, Private George W. Long, of Company "D," 10th Regiment U. S. Infantry, did, (without just cause or provocation), with a knife or other sharp weapon, stab and severely wound Private Charles T. Bryson, of aforesaid Company and Regiment. This at Fort Abercrombie, D. T., on or about the 7th day September, 1868.

Specification 2d—In this, that he, Private George W. Long, of Company "D," 10th Regiment of U. S. Infantry, did, when ordered by Corporal Michael O'Donoghue, of aforesaid Company and Regiment, (the said Corporal O'Donoghue being then and there in the execution of his office) to throw down the knife (with which he wounded the above mentioned Bryson), did fail to comply with said order, and did not release his hold upon said knife, until it was taken from him by force. This at Fort Abercrombie, D. T., on or about the 7th day of September, 1868.

Specification 3d—In this, that he, Private George W. Long, of Company "D," 10th Regiment U. S. Infantry, did, with a knife or other sharp weapon, stab at and try to cut with the same, Corporal Michael O'Donoghue, of aforesaid Company and Regiment, the said Corporal O'Donoghue being then and there in the execution of his office, and endeavoring to take the aforesaid weapon from him, (the said Long). This at Fort Abercrombie, D. T., on or about the 7th day of September, 1868.

To which charge and specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st Specification—"Guilty," except the words—"or provocation" and "severely"—of the excepted words "Not Guilty."

Of the 2d Specification—"Guilty."

Of the 3d Specification—"Not Guilty."

Of the Charge—"Guilty."

SENTENCE.

"To forfeit to the United States twelve dollars (\$12) of his

monthly pay for one month, and to be confined at hard labor under charge of the Guard, for the same period, with a ball weighing twelve (12) pounds attached to his left leg by a chain four (4) feet long.

21. Private DANIEL DEEGAN, Company "F," 10th Infantry.

CHARGE—"Violation of the forty-sixth article of war."

Specification—In this, that he, Daniel Deegan, a private of Company "F," 10th Infantry, U. S. A., after having been regularly detailed and mounted as a member of the post guard, and after having been regularly posted as a sentinel, did quit his post without proper authority. All this at Fort Ransom, D. T., on or about the 10th day of September, 1868.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States three dollars (\$3) of his monthly pay for the period of one month, and to be publicly reprimanded by the commanding officer of Fort Ransom.

PAR 11..The proceedings and findings in the case of Private George W. Long, Company "D," 10th Infantry, are approved. The sentence is confirmed, and will be duly executed, with the exception of so much as prescribes the wearing of a ball and chain, which is remitted. He will be confined in charge of the Guard at the post where his Company may be serving.

2. The proceedings, findings, and sentence in the case of Private Daniel Deegan, Co. "F," 10th Infantry, are disapproved, it appearing by the evidence that the accused in

committing the act for which he has been tried, was simply carrying out the instructions given him. He will be released from confinement and returned to duty.

By Command of Bvt. Maj. Genl. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General,

OFFICIAL.

Major and Bvt. Lt. Col., U. S. A.,

Judge Advocate.

Headquarters Department of Dakota,

ST. PAUL, MINN., November 12th, 1868.

GENERAL ORDERS)
No. 56.)

As many of the articles on the list for sales to officers and troops, specified in Circular No. 5, current series, from the office of the Commissary General of Subsistence, will necessarily be in small packages, and require special care to guard against theft, the Acting Commissary of Subsistence, at each post and depot in this Department, will at once make a requisition upon the Quartermaster's Department for securing, by partition, or otherwise, a small room suitable for keeping them under lock and key, and provided with suitable shelves for their storage. The Quartermaster's Department will, upon proper application, immediately furnish the rooms required, and fit them up with such shelves, etc., as may be required by the Acting Commissary of Subsistence at each post and depot.

When practicable, a cellar, or other cool place, will be furnished for the butter, and such articles as may be liable to be injured by heat.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Captain 22d V. S. Infantry,

Acting Assistant Adjutant General



G. C. M.

1. Private Ambrose W. Harrison, Co. "F," 22nd Infantry.

Headquarters, Department of Dakota,
SAINT PAUL, MINN., November 30th, 1868.

GENERAL ORDERS,)
No. 57.)

PAR. I.—Before a General Court Martial which convened at Fort Randall, D. T., pursuant to Special Field Orders No. 7, current series, from these Headquarters, and of which Maj. ALEX. CHAMBERS, 22d Infantry, Bvt. Colonel, U. S. A., is President, was arraigned and tried:

Private AMBROSE W. HARRISON, Company "F," 22nd Infantry.

CHARGE 1st—"Desertion."

Specification—In this, that he, Private Ambrose W. Harrison, of Company "F," 22nd U. S. Infantry, a duly enlisted soldier in the service of the United States, did absent himself and desert said service at or near Fort Randall, Dakota Territory, on or about the night of the 13th or morning of the 14th day of July, 1867, and did remain absent until on or about the 14th day of July, 1868, when he was apprehended by Corporal William A.

Thomas, Company "F," 22d Infantry, at or near Big Patch, Wisconsin. Cost of apprehension sixty-two dollars and sixty-seven one half cents (\$62.67½). All this at or near the places, on or about the time specified.

CHARGE 2d—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Ambrose W. Harrison, a Private of Company "F," 22d U. S. Infantry, did take, steal, and carry away, with intent to appropriate to his own use and benefit, the following articles of government property, to wit: One Remington revolver, valued at fifty dollars (\$50), one Sharp's carbine, valued at twenty-eight dollars and ninety-five cents (\$28.95), one carbine sling and swivel, valued at one dollar and eighty-five cents (\$1.85), one carbine cartridge box, valued at one dollar and five cents (\$1.05), one pistol cartridge pouch valued at sixty-cents (60cts), one pistol belt holster valued at seventy-five cents (75 cts), one sabre belt and plate, valued at one dollar and fifty cents (\$1.50), one brush wiper and thong, valued at forty-eight cents (48 cts), one pair of spurs and straps, valued at fifty-two cents (52 cts). All this at or near Fort Randall, Dakota Territory, on or about the night of the 13th or the morning of the 14th day of July, 1867.

To which Charges and Specifications the accused pleaded "Not Guilty."

FINDING.

Of the 1st and 2d Charges and their Specifications—"Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are,

or may become due him, except the just dues of the laundress ; to be indelibly marked on the left hip with the letter "D" one and a half inches in length ; to be dishonorably discharged the service of the United States, and confined for the period of two (2) years in such penitentiary as the Commanding General may direct."

PAR II..The proceedings, findings, and sentence in the foregoing case of Private Ambrose W. Harrison, Company "F," 22d Infantry, are approved. So much of the sentence as prescribes marking the prisoner with the letter "D." on the left hip, is remitted.

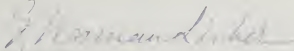
The prisoner will be sent at as early a period as practicable, under a proper guard, to the Minnesota State penitentiary at Stillwater, Minnesota, which is designated as the place of confinement.

By Command of Bvt. Maj. Genl. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col., U. S. A.

Judge Advocate.



G. C. M.

Private Marcus D. Orahood, Company "K," 13th Infantry.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., December 1st, 1868.

GENERAL ORDERS { No. 58. }

PAR. I.. Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, current series from these Headquarters, and of which Lt. Col. GEORGE L. ANDREWS, 13th Infantry, Brevet Col. U. S. A., is President, was arraigned and tried :

Private MARCUS D. ORAHOOD, Company "K," 13th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that he, Private Marcus D. Orahood, Company "K," 13th Infantry, having been duly posted as a sentinel over five prisoners working at the Marl pit, with instructions not to allow any of them to work at their chains or to escape, did allow two of said prisoners, Privates W. W. Morton, and William Tyler, Company "I," 13th Infantry, to break off the chains from the shackles on their legs, and did allow them to

escape. This at or near Fort Shaw, M. T., on or about the 27th day of August, 1868.

To which Charge and Specification the accused pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be confined at hard labor in charge of the Guard, wearing a 24 pound ball attached to his left leg by a suitable chain, for a period of two months, and to forfeit to the United States fifteen dollars (\$15) per month of his monthly pay for the same time, and at the end of this time to be dishonorably discharged and drummed out of the service of the United States."

PAR. II.. The proceedings, findings, and sentence in the foregoing case of Private Marcus D. Orahoad, Company "K," 13th Infantry, are approved.

The sentence will be carried into execution at the post where the prisoner's Company may be serving.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General,

OFFICIAL.

Major and Bvt. Lieut. Col. U. S. A.

Judge Advocate,

G. C. M.

1. Private Philip Kearn, Company "C," 31st Infantry.
 2. Sergeant Joseph B. Devore, " "B," " " "
-

Headquarters, Department of Dakota.

St. Paul, Minn., December 2d, 1868.

GENERAL ORDERS. }
NO. 59. }

I..Before a General Court Martial which convened at Fort Buford, D. T., by virtue of Special Orders No. 145, series of 1867, and Special Field Orders No. 3, current series, from these Headquarters, and of which Captain FRANCIS CLARKE, 31st Infantry, Bvt. Maj. U. S. A., is President, were arraigned and tried:

1st. Private PHILIP KEARN, Company "C," 31st Infantry.
CHARGE—"Abuse of public animals."

Specification—In this, that Private Philip Kearn, Co. "C," 31st Infantry, having been duly detailed on extra duty in the Quartermaster's Department at this post as teamster, did beat, shamefully abuse, and injure a mule, property belonging to the United States. This at Fort Buford, D. T., on or about the 31st day of May, 1868.

To which Charge and Specification the accused pleaded
"Not Guilty."

FINDING.

Of the Specification—"Guilty," except the words, *shamefully abuse and injure.*"

Of the charge—"Guilty."

SENTENCE.

"To be confined in charge of the guard at the post where his company may be serving, for the period of thirty (30) days; to carry a log of wood weighing thirty (30) pounds, from reveille to retreat, allowing him one hour for dinner.

2d. Sergeant JOSEPH B. DEVORE, Company "B," 31st Infantry.

CHARGE—"Desertion."

Specification—In this, that he, Sergeant Joseph B. Devore, Company "B," 31st U. S. Infantry, a duly enlisted soldier in the service of the United States, having been regularly detailed and mounted guard as Sergeant of the Guard, at Fort Buford, D. T., on or about the 26th day of July, 1867, did desert said Company post and guard, and did remain absent until apprehended on or about the 18th day of July, 1868, at or near Fort Totten, D. T.; (\$30) thirty dollars was paid for his apprehension.

To which Charge and Specification the accused pleaded "Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances now due

or that may become due; to be reduced to the ranks, and be dishonorably discharged the service, and be confined in such penitentiary as the Commanding Officer of the Department may direct, for the term of ten years.

II.. The proceedings, findings, and sentence in the case of private Philip Kearns, Company "C," 31st Infantry, are disapproved, on account of a failure of proof in fixing upon the accused any act of ill-treatment, which would justify the imposition of a punishment. He will be released from confinement and returned to duty.

In the case of Sergeant Joseph B. Devore, Company "B," 31st Infantry, the Court having been dissolved before the receipt of the record, the sentence is disapproved, confinement in a penitentiary not being a legal punishment for a purely military offence.

He will be released from confinement and restored to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

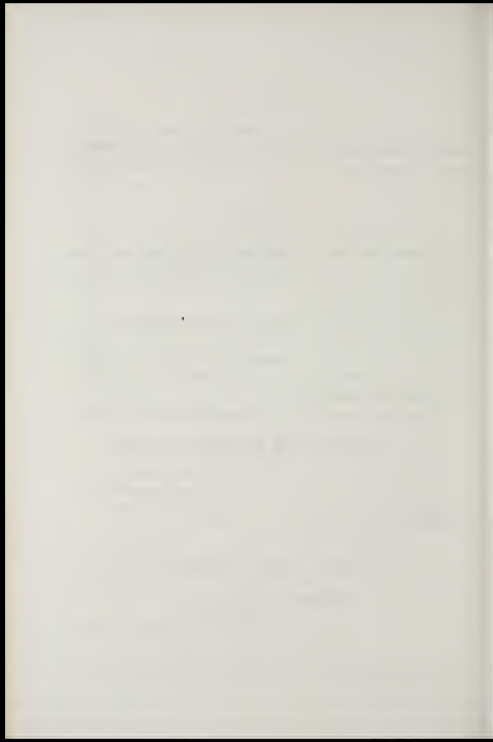
Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col. U. S. A.

Judge Advocate.



G. C. M.

1. Private Robert Cesil, Company "H," 10th Infantry.
 2. Sergeant John Murray, " "H," " "
 3. Private Henry Mealsman, " "H," " "
 4. " Simon Weiskopf, " "C," " "
-

Headquarters, Department of Dakota,

SAINT PAUL, MINN., December 3d, 1868.

GENERAL ORDERS }
No. 60. }

PAR. I..Before a General Court Martial which convened at Fort Abercrombie, D. T., pursuant to Special Orders, No. 111, series of 1867, from these Headquarters, and of which Lieut. Colonel WM. H. SIDELL, 10th Infantry, Bvt. Brigadier General U. S. A., is President, were arraigned and tried:

1st. Private ROBERT CESIL, Company "H," 10th Infantry.
CHARGE 1st—"Desertion."

Specification—In this, that he, Robert Cesil, a private of Co. "H," 10th United States Infantry, having been regularly enlisted in the service of the United States, did desert the same and did remain absent from his Company and post without permission from proper authority,

until apprehended at or near Fort Abercrombie, D. T., on or about the 7th day of October, 1868. All this at Fort Ransom, D. T., on or about the 3d of October, 1868.

CHARGE 2d—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Robert Cesil, a private of Company "H," 10th United States Infantry, did feloniously steal, take and convert to his own use, the sum of one hundred dollars (\$100), more or less, the property of 1st Sergeant Philip Wheeler, Company "H," 10th U. S. Infantry; this to the prejudice of good order and military discipline. All this at Fort Ransom, D. T., on or about the 2d day of October, 1868.

To which Charges and Specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st and 2d Charges and their Specifications—"Guilty."

SENTENCE.

"To be dishonorably discharged from the United States service, and to be confined at hard labor in such penitentiary as the reviewing officer may direct, for the period of three (3) years, and to forfeit to the United States all pay and allowances now due or that may become due."

2d. Sergeant JOHN MURRAY, Company "H," 10th Infantry.

CHARGE 1st—"Violation of the ninth Article of War."

Specification—In this, that he, John Murray, a Sergeant of

Company "II," 10th Infantry, having been ordered by 2d Lieut. Frederiek Keye, 10th Infantry, Officer of the Day, to leave the post trader's store, and go to his quarters and remain there, did, after going to his quarters, disobey said order by returning to the said post trader's store, and did remain there until he, the said John Murray, a Sergeant of Company "H," 10th Infantry, was arrested by a patrol of the Police guard. All this at or near Fort Ransom, D. T., on or about the 23d day of September, 1868.

CHARGE 2d—"Conduct prejudicial to good order and military discipline."

Specification 1st—In this, that he, John Murray, a Sergeant of Company "II," 10th Infantry, did go into the tailor's shop and act in a very disorderly and uproarious manner, and did abuse and threaten to strike Private Frederiek Huff, of Company "F," 10th Infantry, and did make use of provoking and insulting language towards the said Private Huff. All this at or near Fort Ransom, D. T., on or about the 23d day of September, 1868.

Specification 2nd—In this, that he, John Murray, a Sergeant of Company "H," 10th Infantry, after having been placed in arrest in his quarters by his superior officer, 2d Lieut. Frederiek Keye, 10th Infantry, Officer of the Day, did strike, with his fist or otherwise, Private Joseph Guttman, of Company "II," 10th Infantry, and did behave in a very uproarious and violent manner, so much so that 1st Sergeant Philip Wheeler, of Company "H," 10th Infantry, was compelled to call in a file

of the guard, and place the said Sergeant John Murray of Company "H," 10th Infantry, in close confinement. All this at or near Fort Ransom, D. T., on or about the 23d day of September, 1868.

To which Charges and Specifications the prisoner pleaded "Not Guilty."

FINDING.

Of the Specification of the 1st Charge—"Guilty."

Of the first Charge—"Guilty."

Of the 1st Specification of the 2d Charge—"Guilty."

Of the 2d Specification of the 2d Charge—"Guilty," except the words, "*did strike with his fist, or otherwise, Private Joseph Guttman, Co. "H," 10th U. S. Infantry,*" the excepted words—"Not Guilty."

Of the 2d Charge—"Guilty."

SENTENCE.

"To be reduced to the ranks of a private soldier, and to be confined at hard labor, at the post where his Company may be serving, for the period of five (5) months, and to forfeit to the United States the sum of twelve dollars (\$12) per month of his monthly pay for the same period."

3d. Private HENRY MEALSMAN, Company "H," 10th Infantry.

CHARGE—"Violation of the ninth Article of War."

Specification—In this, that he, Henry Mealsman, a private of Company "H," 10th Infantry, having been ordered by 2d Lieut. Frederick Key, 10th Infantry, Officer of the Day, to leave the post trader's store and go to his quarters and remain there, did, after going to his quarters, disobey said order by returning to the said post trader's

store, and was arrested by a patrol of the Police guard while attempting to return to his quarters. All this at or near Fort Ransom, D. T., on or about the 23d day of September, 1868.

To which Charge and Specification the prisoner pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Not Guilty."

And the Court does therefore *acquit* him the said Private Henry Mealsman, Co. "H," 10th U. S. Infantry.

4th. Private SIMON WEISKOPF, Company "C," 10th Infantry.

CHARGE—"Violation of the Forty-sixth Article of War."

Specification—In this, that he, Private Simon Weiskopf, Co.

"C," 10th U. S. Infantry, being a member of the post guard, duly mounted at Fort Wadsworth, D. T., and having been duly posted as a sentinel on Post No. 1, Aug. 17th, 1868, did leave said post before he was regularly relieved. This at Fort Wadsworth, D. T., on or about the date specified.

To which Charge and Specification the prisoner pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be confined at hard labor, under charge of the Guard, at the post where his Company may be serving, for the period of two (2) months."

PAR. II.. The proceedings, findings, and sentence in the case of Private Robert Cesil, Company "H," 10th Infantry, are ap-

proved, but upon the recommendation of all the members of the Court, and for the reasons stated, the sentence is remitted. He will be released from confinement and returned to duty.

2. The proceedings and findings in the case of Sergeant John Murray, Company "H," 10th Infantry, are approved.

The sentence is confirmed and will be duly executed.

3. The proceedings in the case of Private Henry Mealsman, Company "H," 10th Infantry, are disapproved, the record being fatally defective in not showing that the Court convened by virtue of the orders cited.

He will be released from confinement and returned to duty.

4. The proceedings, findings, and sentence in the case of Private Simon Weiskopf, Company "C," 10th Infantry, are disapproved, the record being fatally defective in not showing that the Court convened by virtue of the order cited.

He will be released from confinement and restored to duty.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lieut. Col. U. S. A.

Judge Advocate.





G. C. M.

1. Corporal Andrew Collins, Company "H," 10th Infantry.
 2. Private George W. Van Horn, " " "H," 10th Infantry.
-

Headquarters Department of Dakota,

St. Paul, Minn., December 15, 1868.

GENERAL ORDERS)

No. 61.

I., Before a General Court Martial which convened at Fort Abercrombie, D. T., by virtue of Special Orders No. 145, current series, from these Headquarters, and of which Lt. Col. W. H. SIDELL, 10th Infantry, Bvt. Brig. General U. S. A., is President, were arraigned and tried :

1st. Corporal ANDREW COLLINS, Company "H," 10th Infantry.
CHARGE 1st—"Violation of the Sixth Article of War."

Specification—In this, that he, Corporal Andrew Collins, of Company "H," 10th Infantry, having been ordered under arrest by 2d Lieut. Frederick Keye, 10th Infantry—he being in the execution of his office—did make use of contemptuous and disrespectful language toward the said Lieut. Keye. This at or near Fort Abercrombie, Dakota Territory, on or about the 4th day of November, 1868.

CHARGE 2d— Violation of the Ninth Article of War."

Specification—In this, that he, Corporal Andrew Collins, of Company "H," 10th Infantry, having been ordered by his superior officer, 2d Lieut. Frederick Keye, 10th Infantry—he being in the execution of his office—to stop talking and keep quiet, did fail to obey said order. This en route from Fort Abercrombie, Dakota Territory, to Fort Ransom, Dakota Territory, on or about the 4th day of November, 1868.

CHARGE 3d—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Corporal Andrew Collins, of Company "H," 10th Infantry, having been placed in arrest and confined to his quarters by his superior officer, 2d Lieut. Frederick Keye, 10th Infantry—he being in the execution of his office—did leave his said quarters and place of confinement before being set at liberty by his commanding officer. This at Fort Ransom, Dakota Territory, on or about the 5th day of November, 1868.

To which Charges and Specifications the accused pleaded "Not Guilty."

FINDING

Of the Specification, 1st Charge—"Not Guilty."

Of the 1st Charge—"Not Guilty."

Of the Specification, 2d Charge—"Guilty."

Of the 2d Charge—"Guilty."

Of the Specification, 3d Charge—"Not Guilty."

Of the 3d Charge—"Not Guilty."

SENTENCE

"To be reduced to the ranks, and to be confined at hard labor, under charge of the guard, at the post where his company may be serving, for six months."

2d. Private GEORGE W. VAN HORN, Co. "H," 10th Infantry.
CHARGE 1st—"Violation of the Ninth Article of War."

Specification—In this, that he, George W. Van Horn, a private of Company "H," of the 10th Regiment of Infantry, Army of the United States, being a member of the garrison police, and having been ordered by 2d Lieut. C. S. Burbank, 10th Infantry, Officer of the Day—he being in the execution of his office—to go to work with the police party, did fail to obey said order. This at or near Fort Ramsom, D. T., on or about the 6th day of November, 1868.

CHARGE 2d—"Violation of the Forty fourth Article of War."

Specification—In this, that he, George W. Van Horn, a private of Company "H," of the 10th Regiment of Infantry, Army of the United States, being a member of the garrison police, did fail to turn out at Fatigue Call, and did remain absent until arrested by a patrol of the police guard. This at Fort Ramsom, D. T., on or about the 6th day of November, 1868.

To which Charges and Specifications the accused pleaded "Guilty."

FINDING.

Of the 1st and 2d Charges and their Specifications—"Guilty."

SENTENCE.

"To forfeit to the United States twelve dollars (\$12) per month of his monthly pay, for six months, and to be confined at hard labor under charge of the guard, where his company may be serving, for the same period."

II. The proceedings and findings in the case of Corporal Andrew Collins, Company "H," 10th Infantry, are approved. The sentence is confirmed and will be duly executed.

2. The proceedings and findings in the case of Private George W. Van Horn, Company "H," 10th Infantry, are approved. The sentence is mitigated to a forfeiture of twelve dollars (\$12) per month of his monthly pay for three (3) months, and confinement under charge of the guard at the post where his company may be

serving, for the same period. As thus modified, the sentence will be duly carried into execution.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Evt. Lt. Col, U. S. A.,

Judge Advocate.

G. C. M.

Private John Wilson, Company "B," 13th Infantry.

Headquarters, Department of Dakota,

St. PAUL, MINN., Dec 16th, 1868.

GENERAL ORDERS. }
NO. 62. }

I..Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, Current Series from these Headquarters, and of which Lieut. Col. GEO. L. ANDREWS, 13th Infantry, Bvt. Col. U. S. A., is President, was arraigned and tried:

Private JOHN WILSON, Company "B," 13th Infantry.

CHARGE—"Violation of the 45th Article of War."

Specification—In this, that he, Private John Wilson, Company "B," 13th Infantry, a member of the guard, and duly posted as a sentinel on Post No. 6, at Camp Cooke, M. T., did become so drunk that he could not perform his duties of a sentinel. All this at Camp Cooke, M. T., on or about the 27th day of October, 1868.

To which Charge and Specification the prisoner pleaded "Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be paraded in front of the Battalion at dress parade, for four (4) consecutive parades, wearing a placard with the word

"DRUNKARD," inscribed thereon, and to be confined at hard labor, in charge of the guard, wearing a twenty-four pound ball attached to one of his legs by a suitable chain, for a period of four months."

H..The proceedings and findings in the case of Private John Wilson, Company "B," 13th Infantry, are approved. The sentence is confirmed and will be duly carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col. U. S. A

Judge Advocate.

G. C. M.

1. Private Dominick McKean, Company "F," 13th Infantry.
 2. Private Charles Baker, Company "F," 13th Infantry.
 3. Private Michael Fitzgerald, Company "F," 13th Infantry.
-

Headquarters Department of Dakota,

ST. PAUL, MINN., December 28, 1868.

GENERAL ORDERS) No. 63.)

PAR. I., Before a General Court Martial which convened at Fort Ellis, M. T., by virtue of Special Orders No. 133, Par. 11, current series, from these Headquarters, and of which Bvt. Col. GEO. L. ANDREWS, Lt. Col. 13th Infantry, is President, were arraigned and tried:

1st. Private DOMINICK MCKEAN, Company "F," 13th Infantry.

CHARGE—Desertion.

Specification—In this that he, Private Dominick McKean, Company "F," 13th Infantry, a duly enlisted soldier in the service of the United States, did, on or about the 27th day of August, 1867, desert his company and regiment, while en route from Fort Shaw, M. T., to Fort Ellis, M. T., and remain absent until apprehended

at Helena City, M. T., on or about the 6th day of October, 1868. This while en route from Fort Shaw, M. T., to Fort Ellis, M. T., on or about the 27th day of August, 1867. Thirty dollars (\$30) paid for apprehension.

To which Charge and Specification the prisoner pleaded "Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances now due or to become due him during the remainder of his enlistment; to be indelibly marked with the letter "D," one and one half inches long, on the left hip, immediately upon the promulgation of this sentence, and forty-eight hours thereafter, to be dishonorably discharged and drummed out of the service."

2d. Private CHARLES BAKER, Company "F," 13th Infantry.

CHARGE—"Desertion."

Specification—In this that he, Private Charles Baker, Company "F," 13th Infantry, a duly enlisted soldier in the service of the United States, did, on or about the 20th day of April, 1868, desert his company and regiment at Fort Ellis, M. T., and did remain absent until apprehended at or near Helena City, M. T., on or about the 6th day of November, 1868. This at Fort Ellis, M. T., on or about the 20th day of April, 1868.

To which Charge and Specification the prisoner pleaded "Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances now due or to become due him during the remainder of his enlistment; to be indelibly marked with the letter "D," one and one half inches long, on the left hip, immediately upon the promulgation of this sentence, and forty-eight hours thereafter, to be dishonorably discharged and drummed out of the service."

3d. Private MICHAEL FITZGERALD, Company "F," 13th Infantry.

CHARGE 1st—"Neglect of duty."

Specification—In this that he, the said Private Michael Fitzgerald, of Company "F," 13th Infantry, having been regularly detailed and ordered by the 1st Sergeant of his company to report in person for fatigue duty to Acting Post Quartermaster Sergeant P. C. Bahher, and having received orders from said Sergeant to accompany and assist in loading certain teams with straw for the use of the post, at a place distant about two miles from Bozeman, M. T., did fail to obey said order, and did remain in the town of Bozeman, M. T., until apprehended by a guard sent to said town for the purpose of arresting him. This at the town of Bozeman, M. T., on or about the 19th day of November, 1868.

CHARGE 2d—"Drunkenness on duty."

Specification—In this that he, the said Private Michael Fitzgerald, Company "F," 13th Infantry, having been detailed and ordered by the 1st Sergeant of his company,

to report in person to the Acting Quartermaster Sergeant, P. C. Bahher, for fatigue duty, and having received orders from said Quartermaster Sergeant to accompany and assist in loading certain teams with straw, did fail to obey said order, but did proceed to the town of Bozeman, M. T., where he became intoxicated. This at Fort Ellis, M. T., on or about the 19th day of November, 1868.

CHARGE 3d—"Disobedience of orders."

Specification—In this that he, Private Michael Fitzgerald, Company "F," 13th Infantry, while absent without leave in the town of Bozeman, M. T., was ordered by his company commander, Captain J. L. Horr, 13th Infantry, Bvt. Major U. S. A., to report to his post, and quarters, did wilfully and insultingly refuse to obey said order, and did remain absent in the town of Bozeman, M. T., until apprehended by a guard sent to said town for the purpose of arresting him. This at the town of Bozeman, M. T., on or about the 19th day of November, 1868.

CHARGE 4th—"Disrespect toward his Commanding Officer."

Specification—In this that he, Private Michael Fitzgerald, Company "F," 13th Infantry, he being absent without leave in the town of Bozeman, M. T., was ordered to report to his post and quarters by his company commander, Captain J. L. Horr, 13th Infantry, Bvt. Major U. S. A., did refuse to obey such order, and did use insulting and threatening language to his commanding officer in the presence of several citizens, saying: "*I can whip you if you will come and fight me,*" or words to that effect. This at the town of Bozeman, M. T., on or about the 19th day of November, 1868.

To which Charges and Specifications the prisoner pleaded as follows :

To the 1st Charge and its Specification—"Not Guilty."

To the Specification of the 2d Charge—"Guilty"—except the words : "*and having received orders from said Quartermaster Sergeant to accompany and assist in loading certain teams with straw, did fail to obey said order, but,*" and of these words—"Not Guilty."

To the 2d Charge—"Not Guilty."

To the 3d and 4th Charges and their Specifications—"Not Guilty."

FINDING.

Of the 1st Charge and its Specification—"Not Guilty."

Of the Specification to the 2d Charge—"Guilty"—except the words : "*and having received orders from said Quartermaster Sergeant to accompany and assist in loading certain teams with straw, did fail to obey said order, but,*" and of these words—"Not Guilty."

Of the 2d Charge—"Guilty."

Of the Specification to the 3d Charge—"Guilty"—except the words "*Absent without leave,*" and of these words—"Not Guilty."

Of the 3d Charge—"Guilty."

Of the Specification to the 4th Charge—"Guilty"—except the words : "*Absent without leave,*" and of those words—"Not Guilty."

Of the 4th Charge—"Guilty."

SENTENCE.

"To be confined at hard labor in charge of the guard for the remainder of his enlistment, wearing a twenty-four pound ball attached to his leg by a chain ; to forfeit to the United States all pay

and allowances now due or to become due him, and at the expiration of his term of service to be dishonorably discharged and drummed out of service."

PAR. II..The proceedings and findings in the cases of Privates Dominick McKean and Charles Baker, Company "F," 13th Infantry, are in each case approved. The sentences are confirmed and will be duly executed.

3d—The proceedings and findings in the case of Private Michael Fitzgerald, Company "F," 13th Infantry, are approved. It appears in the evidence, that the prisoner was subjected by order of the Officer of the Day—2d Lieut J. C. Chance, 13th Infantry—to severe and most unlawful punishment, he being ordered to be immersed in a creek, having buckets of water thrown over his head, and being made to walk all day with a barrel over him. Such conduct on the part of an officer is arbitrary, illegal, and highly subversive of military discipline, and the Commanding General can not allow it to pass without expressing his decided disapprobation.

In consideration of this treatment of the prisoner, and upon the recommendation of the members of the Court, the sentence is remitted. He will be released from confinement and returned to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.





G. C. M.

1. Private Frank W. Scott, Company "D," 31st Infantry.
 2. " Edward Hagerty, " "K," " "
 3. " William H. Singliss, " "K," " "
-

Headquarters, Department of Dakota,

ST. PAUL, MINN., Dec. 29th, 1898.

GENERAL ORDERS. }
NO. 64. }

PAR. I..Before a General Court Martial which convened at Fort Totten, D. T., by virtue of Special Orders No. 58, C. S., from these Headquarters, and of which Bvt. Col. J. N. G. WHISTLER, Major 31st Infantry, is President, were arraigned and tried:

1st. Private FRANK W. SCOTT, Company "D," 31st Infantry.

CHARGE—"Disobedience of Orders."

Specification 1st—In this, that he, Private Frank W. Scott, Company "D," 31st Infantry, being one of an escort to a transportation train, the escort having been ordered not to leave the train without permission, did go away from the train without permission to a small lake in the vicinity of Bass Island, D. T. This near Bass

Island, D. T., on or about the 28th day of August, 1868.

Specification 2d—In this, that he, Private Frank W. Scott, Company "D," 31st Infantry, being one of an escort to a transportation train, and having absented himself from said train, was ordered by the Commander of the escort, 2d Lieut. O. M. Smith, 31st Infantry, to report to the Sergeant of the escort, which order he, the said Private F. W. Scott, Company "D," 31st Infantry, did fail to obey. This near Bass Island, D. T., on or about the 28th day of August, 1868.

Specification 3d—In this, that he, Private F. W. Scott, Company "D," 31st Infantry, being one of an escort to a transportation train, the escort having been ordered not to fire their pieces without permission, did purposely discharge his piece at a flock of ducks. This near Bass Island, D. T., on or about the 28th day of August, 1868.

To which Charge and Specifications the accused pleaded "Not Guilty."

FINDING.

Of the 1st Specification—"Guilty."

Of the 2d Specification—"Not Guilty."

Of the 3d Specification—"Guilty."

Of the Charge—"Guilty."

SENTENCE.

"To forfeit to the United States ten dollars (\$10) per month of his monthly pay for fifteen months, and be confined at hard labor at such place as the Department Commander may direct, for the same period."

2d. Private EDWARD HAGERTY, Company "K," 31st Infantry.

CHARGE—"Disobedience of Orders."

Specification 1st—In this, that he, Private Edward Hagerty, Co.

"K," 31st Infantry, being one of an escort to a transportation train—the escort having been ordered not to leave the train without permission—did go away from the train without permission to a small lake in the vicinity of Bass Island, D. T. This near Bass Island, D. T., on or about the 28th day of August, 1868.

Specification 2d—In this, that he, Private Edward Hagerty,

Company "K," 31st Infantry, being one of an escort to a transportation train, and having absented himself from said train, was ordered by the Commander of the escort, 2d Lieut. O. M. Smith, 31st Infantry, to report to the Sergeant of the escort, which order, he, the said Private Edward Hagerty, Company "K," 31st Infantry, did fail to obey. This near Bass Island, D. T., on or about August 28, 1868.

Specification 3d—In this, that he, Private Edward Hagerty,

Company "K," 31st Infantry, being one of an escort to a transportation train—the escort having been ordered not to fire their pieces without permission—did purposely discharge his piece at a flock of ducks. This near Bass Island, D. T., on or about the 28th day of August, 1868.

To which Charge and Specifications the accused pleaded "Not Guilty."

FINDING.

Of the 1st Specification—"Guilty."

Of the 2d Specification—"Guilty."

Of the 3d Specification—"Not Guilty."

Of the Charge—"Guilty."

SENTENCE.

"To forfeit to the United States ten dollars of his monthly pay for fifteen (15) months, and to be confined at hard labor at such place as the Department Commander may direct, for the same period."

3d. Private WM. H. SINGLISS, Company "K," 31st Infantry.

CHARGE—"Desertion."

Specification—In this, that he, the said William H. Singliss, Company "K," 31st Infantry, having been duly enlisted into the service of the United States, did desert the same on or about the 1st day of October, 1868, and did remain absent until on or about the 2d day of October, 1868, when he was apprehended near Fort Totten, D. T. This on or about the 1st and 2d days of October, 1868, at or near Fort Totten, D. T.

To which Charge and Specification the accused pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be dishonorably discharged; to forfeit to the United States all pay that is now due him or that may become due, except the just dues of the landress; to be indelibly marked on the left hip with the letter "D" two and one half inches in length, and to be confined at hard labor at such place as the Department Commander may

direct, for the period of three years, with a ball weighing ten pounds (10lbs.) attached to his left leg by a chain six feet long."

PAR. II..The proceedings and findings in the case of Privates Frank W. Scott, Company "D," and Edward Hagerty, Company "K," 31st Infantry, are in each case approved. The sentences are confirmed and will be duly executed.

The post where their Companies are serving is designated as the place of confinement.

3. The proceedings, findings, and sentence in the case of Private William H. Singliss, Company "K," 31st Infantry, are approved, but upon the recommendation of four of the five members of the Court, the sentence is remitted. He will be released from confinement and restored to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col., U. S. A.,

Judge Advocate.







G. C. M.

1. Charles E. McMullen, corporal, Co. "B," 22d U. S. Infantry,
2. August Stoepele, corporal, Co. "K," 22d U. S. Infantry,

—O—

HEADQUARTERS DEPARTMENT OF DAKOTA,)
IN THE FIELD, FORT RICE, D. T.,)
June 11th, 1868.)

General Field Orders, / No. 1. }

1.—Before a General Court Martial which convened at Fort Rice, D. T., by virtue of S. O. No. 146, dated Headquarters, Department of Dakota, Saint Paul, Minn., December 3d, 1867, and of which Bvt. Col. E. S. Otis, Lieut. Col. 22d U. S. Infantry, is President, were arraigned and tried :

FIRST, Corporal CHARLES E. McMULLEN, of Company "B," 22d U. S. Infantry, on the following charge :

CHARGE.—Insubordinate conduct to the prejudice of good order and military discipline.

FINDING.—Of the charge, "Guilty."

"And the Court does therefore sentence him, Corporal CHARLES E. McMULLEN, Company "B," 22d U. S. Infantry, to be reduced to the ranks, with loss of pay for one month, and to be confined at hard labor, under charge of the guard, for the same period."

SECOND, Corporal AUGUST STOEPELE, of Company "K," 22d U. S. Infantry, on the following charges :

CHARGE 1ST.—Violation of the fiftieth Article of War.

CHARGE 2D.—Conduct to the prejudice of good order and military discipline.

FINDING.—Of the first charge, "Guilty."

Of the second charge, "Guilty."

"And the Court does therefore sentence him, the said Corporal AUGUST STOEPEL, Co. "K," 22d U. S. Infantry, to be reduced to the ranks, to be confined at hard labor, under charge of the guard, for the period of four months, and to forfeit all pay and allowances for the period of six months. The Court are thus lenient on account of the previous good conduct of the accused, as shown by the testimony of his Company Commander."

II.—The proceedings, findings and sentence of the General Court Martial, in the foregoing case of Corporal CHARLES E. McMULLEN, Co. "B," 22d U. S. Infantry, are approved, and the sentence will be carried into effect at Fort Rice, D. T.

In the case of Corporal AUGUST STOEPEL, Co. "K," 22d U. S. Infantry, the proceedings, finding and sentence are approved; but, in consideration of the previous good character of the accused, that portion of the sentence which imposes the punishment of confinement at hard labor, under charge of the guard, for the period of four months, is remitted; the remainder of the sentence will be carried into execution.

By Command of Bvt. Maj. Gen. A. H. TERRY.

CHAS. H. GRAVES,

Bvt. Lieut. Col., U. S. A., Capt. 34th Infantry,

A. D. C. and A. A. G.

OFFICIAL :

Assistant Adjutant General.

HEADQUARTERS DEPARTMENT OF DAKOTA. }
IN THE FIELD. FORT RICE, D. T., }
July 4th, 1868. }

General Field Orders, {
No. 2. }

The unexpired portion of the period of confinement of CHARLES E. McMULLEN, late Corporal Co. "B," 22d Infantry, to which he was sentenced by General Court Martial, as promulgated in General Field Orders No. 1, dated at these Headquarters, June 11th, 1868, is hereby remitted, and CHARLES E. McMULLEN will be released from confinement.

By Command of Bvt. Maj. Gen. A. H. TERRY.

CHAS. H. GRAVES,
Bvt. Lieut. Col., U. S. A., Capt. 34th Infantry,
A. D. C. and A. A. A. G.

OFFICIAL :

Chas. H. Graves
Assistant Adjutant General.

Headquarters, Department of Dakota,

SAINT PAUL, MINN., March 12th, 1868

CIRCULAR No. 1.

The following form for the record of proceedings of a General Court Martial, and the appended instructions for Courts and their Judge Advocates, are published for the information and guidance of Officers serving in this Department.

FORM.

Proceedings of a General Court Martial which convened at. . . .
by virtue of the following Order :

HEAD QUARTERS, &c., &c., &c.,

....., March.....186.....

SPECIAL ORDERS, /
No. /

A General Court Martial is hereby appointed to meet at.....
on the.....day of.....proximo, or as soon thereafter as practicable, for the trial of.... and such other prisoners as may be properly brought before it.

DETAIL FOR THE COURT.

1st Bvt Col. A. B.....Reg't.....Inf'ty	6th Capt. L. M.....Reg't.....Inf'ty
2d Col. C. D.....Reg't.....Inf'ty	7th 1st Lt. N. O.....Reg't.....Inf'ty
3d Maj. E. F.....Reg't.....Inf'ty	8th 1st Lt. P. R.....Reg't.....Inf'ty
4th Capt. G. H.....Reg't.....Inf'ty	9th 2d Lt. S. T.....Reg't.....Inf'ty
5th Capt. J. K.....Reg't.....Inf'ty	10th 2d Lt. W. Y.....Reg't.....Inf'ty

Captain..... of the....Reg't...Infantry, Judge Advocate.

No other officers than those named can be assembled without manifest injury to the service.

By Order of.....

.....
Assistant Adjutant General.

.....o'clock, A. M.

.....186....

The Court met pursuant to the foregoing order.

PRESENT.

1st Bvt. Col. A. B.....Reg't.....Inf'ty.	5th Capt. J. K.....Reg't.....Inf'ty.
2d Col. C. D.....Reg't.....Inf'ty.	6th 1st Lt. P. R.....Reg't.....Inf'ty.
3d Maj. E. F.....Reg't.....Inf'ty.	7th 1st Lt. S. T.....Reg't.....Inf'ty.
4th Capt. G. H.....Reg't.....Inf'ty.	8th 2d Lt. W. Y.....Reg't.....Inf'ty.

ABSENT.

Capt.....of the....Reg't....Infantry.

2d Lieut.....of the....Reg't....Infantry.

The Judge Advocate read communaleations from Capt.....and 2d Lt.....stating the cause of their absence, which are herewith appended, and marked, () *or stated that the cause of the absence of Capt.....and 2d Lieut.....is unknown. (The Judge Advocate should, if possible, ascertain officially the cause of absence, and record it, and in case of sickness, a medical certificate must be furnished by the absent member.)*

The Court then proceeded to the trial of Captain.....Reg't....Infantry, who was called before the Court, and having heard the order appointing it, read, was asked if he had any objections to any member named in the order, to which he replied in the negative, *or the accused presented the following objection to Captain*
.....

(Here insert the statement.)

Capt.....remarked that, &c., &c., (*Which is omitted if no remarks are made by the challenged party.*)

The Court was closed, the challenged member retiring, and after

due deliberation the doors were opened, the accused and challenged party present, when the decision of the Court was announced by the Judge Advocate. That the challenge is sustained, and thatis excused from serving as a member of the Court in this case, or, that the challenge is overruled.

(But one member can be objected to at a time, and the above record must be made in each instance.)

The accused having no objections to any of the other members, the Court was then, in his presence, duly sworn by the Judge Advocate, and the Judge Advocate was duly sworn by the President of the Court.

The accused applied to the Court to be permitted to introduceas his counsel, which was granted, and he appeared as counsel for the accused. *(Application must now be made for delay of trial if desired, and the Court must be governed by paragraph 886 and 1887, Army Regulations.)*

The accused, Captain.....of the....Reg't....Infantry, was then arraigned on the following charge and specifications :

(Here insert them, omitting the customary caption, the names of the witnesses and the party signing them.)

To which charge and specifications the accused pleaded as follows :

To the 1st Specification.—“Guilty,” or “Not Guilty.”

To the 2d Specification.—“Guilty,” or “Not Guilty.”

To the charge.—“Guilty,” or “Not Guilty.”

(All witnesses must now withdraw, and remain in waiting until called before the Court, and in the record of proceedings it should be stated that they so withdrew.)

.....of the....Reg't....Infantry, a witness for the prosecution, being duly sworn, says :

Question by Judge Advocate :

Answer :

Question by Judge Advocate :

Answer :

CROSS-EXAMINED.

Question by accused :

Answer :

Question by accused :

Answer :

RE-EXAMINED.

(Which can only be done to rectify previous statements of a witness, or when new matter has been elicited)

Question by Judge Advocate :

Answer :

Question by Court :

Answer :

(A question by the Court, if objected to and rejected, must be recorded as a question by a member.)

(At the close of all the evidence for the prosecution, and only then, it should be recorded on a separate line.)

THE PROSECUTION HERE CLOSED.

The Court adjourned to meet ato'clock, A. M., on the ... instant.

(Signed,)

.....

.....Reg't,Infantry,

Bvt. Col. U. S. Army,

President.

(Signed)

Capt.....Reg't,Infantry,

Judge Advocate.

.....o'clock, A. M., 186

The Court met pursuant to adjournment.

PRESENT.

1st Bvt Col. A. B.Reg't.....Inf'ty 5th Capt J. K.Reg't.....Inf'ty.
 2d Col. C. D.Reg't.....Inf'ty 6th 1st Lt L. M.Reg't.....Inf'ty.
 3d Major E. F.Reg't.....Inf'ty 7th 1st Lt. N. O.Reg't.....Inf'ty.
 4th Capt. G. H.Reg't.....Inf'ty 8th 2d Lt. P. R.Reg't.....Inf'ty.

Captain.....of theReg't.Infantry, Judge Advocate.

(And if any are absent.)

ABSENT.

Captain..... of theReg't,Infantry.

2d Lieut.....of the.....Reg't,.....Infantry.

The proceedings of the.....inst., having been read by the Judge Advocate, the trial of Captain.....was resumed.

.....of the.....Reg't,Infantry, a witness for the defence, being duly sworn, says;

Question by accused;

Answer;

Question by accused;

Answer;

CROSS-EXAMINED.

Question by accused :

Answer :

RE-EXAMINED.

Question by accused :

Answer ;

Question by the Court :

Answer ;

The accused having no further, *or no* testimony to offer, or defence to make, *or* the accused having no further, *or no* testimony to offer, made the following statement, to which the Judge Advocate replied

as follows; *or* the Judge Advocate submitted the case without remark, the Court was closed, &c., &c., *or* the accused having no further, *or* *no* testimony to offer, requested until.....to prepare his final defence, which was granted, and the Court adjourned to meet at...o'clock, A. M., on the ...instant.

(Signed).....
Reg't,Infantry,
 Bvt. Col. U. S. Army,
 President.

(Signed).....
 Capt.....Reg't,Infantry,
 Judge Advocate.

.....o'clock A. M. 186....
 The Court met pursuant to adjournment.

PRESENT,

1st Bvt. Col. A. B.Reg'tInf'ty. 5th Capt. J. K.Reg'tInf'ty.
 2d Col. C. D.Reg'tInf'ty. 6th 1st Lt. L. M.Reg'tInf'ty.
 3d Major E. F.Reg'tInf'ty. 7th 1st Lt. N. O.Reg'tInf'ty.
 4th Capt. G. H.Reg'tInf'ty. 8th 2d Lt. P. R.Reg'tInf'ty.

Captain.....of the...Regiment.....Infantry, Judge Advocate.

ABSENT.

Capt.....Reg't.....Infantry.
 2d Lt.....Reg't.....Infantry.

The proceedings of the.....inst., having been read over by the Judge Advocate, the accused.....presented the written address appended and marked () which was read by him *or* his counsel *or* the Judge Advocate, in his defence.

The Judge Advocate submitted the case without remark, *or* the Judge Advocate asked until... ..to prepare a reply, which was granted, *or* the Judge Advocate made the following reply ;

The Court was then closed for deliberation, and having maturely considered the evidence adduced, finds the accused.....of theReg't of....Infantry, as follows ;

Of the 1st specification—"Not Guilty," or "Guilty."

Of the 2d specification.—"Not Guilty," or "Guilty."

Of the charge.—"Not Guilty," or "Guilty."

And does therefore acquit him, or does therefore sentence him,of the....Reg't of....Infantry.....to

(Signed)

.....

.....Reg't,Infantry,

Bvt. Col. U. S. Army,

President.

(Signed).....

....Reg't,Infantry....

Judge Advocate.

(When the last case is completed the following will be added.)

There being no further business before it, the Court adjourned *sine die*.

(Signed)

.....

.....Regiment,Infantry,

Bvt. Col. U. S. Army,

President.

(Signed)....

....Regiment,Infantry,

Judge Advocate.

(A space of one page should be here left for the remarks of the reviewing officer.)

NOTE.—The general features of the foregoing will be adopted in recording the proceedings of Garrison Courts Martial.

FORM OF ENDORSEMENT.

HEADQUARTERS,
 1868.

Proceedings of a General Court Martial, convened pursuant to
 Special Orders No. ... Dated Headquarters,
 186....

TRIED.
 ———

1st Captain, of the Regiment, Infantry.

PRESIDENT.

.....
 Bvt. Col. U. S. Army.

JUDGE ADVOCATE.

.....
 Captain of the Regiment, Infantry.

INSTRUCTIONS.

I. The attention of Courts Martial is specially directed to the decisions and opinions of the Judge Advocate General of the Army, contained in "Holt's digest of opinions," under the following named headings, viz :—"Charge," "Evidence," "Deposition," "Finding," "Sentence," "Penitentiary," and "Record." (Fatal defects)

II. The following numbered Articles of War are *mandatory* as to the sentence, upon conviction of violation thereof. Any other than the prescribed sentence is illegal and void, Articles 11, 15, 16, 17, 18, 22, 45, 55, 77, and 83.

III. Charges should not be preferred or tried under the 99th Article of War when the offence committed is in violation of any other article, but should be laid under the particular Article, providing for the case. In this connection Judge Advocates of Courts Martial are informed that it is competent for them, and their duty to revise and correct charges and specifications, with the view of making them accord with the Articles of War, with law and the facts of the case, prior to furnishing copies thereof to the accused. Charges so revised will be signed by the Judge Advocate himself.

IV. It is the duty of the Judge Advocate to see that all documentary evidence submitted to, and accepted by the Court, is duly verified and authenticated.

V. The record of proceedings and the written final defence of the accused should be made up on foolscap paper of uniform size, when practicable.

No part of either should be written with pencil. The record must be *separate* and complete for each case. The particular attention of Judge Advocates is called to Paragraph 893, Revised Army Regulations, and the attention of Courts is invited to the entire XXXVIII Articles of the Regulations.

VI. The practice of abbreviating the words "Question" and "Answer" will be discontinued, and the record must show by whom each question is put, whether by the Judge Advocate, by the Court, or by the accused.

VII. The attention of Judge Advocates of General Courts Martial is called to the fact that section 39 of Act of Congress, approved March 3d, 1863, declaring that in time of War, Insurrection or Rebellion, certain crimes, such as Murder, Arson, Rape, Larceny, &c, &c., shall be punishable by the sentence of a General Court Martial or Military Commission, when committed by persons who are in the military service of the United States, and subject to the Articles of War, is no longer in operation, and these crimes, so far as relates to their punishment by military authorities, can be charged and punished only under the provisions of the 99th Article of War. It is the duty of Judge Advocates of General Courts to amend all charges and specifications, and to prepare all proceedings so that they shall strictly conform to the foregoing Instructions.

By Command of Brevet Maj. Gen. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

1st Lieut. 31st U. S. Infantry,
Judge Adv. Dept. of Dakota.



Department of Dakota
869

General Orders to 97.

regulars Mar 3rd

INDEX
OF
GENERAL ORDERS,
DEPARTMENT OF DAKOTA,
1869.

SAINT PAUL:
ASSISTANT ADJUTANT GENERAL'S OFFICE,
1870.

100

1

201,11105 17-11-90

100

100

100

INDEX OF NAMES.

A.

Adair, L. D.....	39
Alberts, Philip.....	1
Alexander, C. T.....	18, 26
Alvord, Benjamin.....	67
Andrews, Geo. L.....	
4, 10, 11, 12, 13, 15, 23, 24, 28, 29, 30, 31	31
34, 45, 53	
Antroli, Louis.....	94
Archart, John N.....	30
Arndt, John.....	15

B.

Baird, A.....	43
Bannister, Dwight.....	67
Barnhart, James.....	34
Bates, J. C.....	63
Beckest, John.....	19
Beil, David.....	44
Bell, George M.....	10
Billows, John B.....	3
Boas, Daniel A.....	85
Bosler, Samuel.....	10
Bottsford, Charles E.....	20
Brackett, A. G.....	63, 70, 82, 91
Brand, Charles.....	44
Brisbine, A. G.....	43
Britt, Lawrence.....	86
Bryant, Thomas.....	24
Bryson, John B.....	70
Barehos, Theodore.....	70
Burnett, William.....	29
Bush, E. G.....	25, 35
Bush, Joseph.....	39

C.

Campbell, W. J.....	39
Casey, Michael.....	6
Cecil, Robert.....	50
Chambers, Alex.....	5
Chance, J. C.....	31
Candler, Robert.....	38, 43, 51
Chapman, Wm. H.....	71
Clarke, Francis.....	7, 16, 30
Clarke, H. T.....	65

Clarke, R. D.....	67
Clear, William.....	21
Clift, E. W.....	59
Collins, Patrick.....	14
Connor, James.....	23
Connor, James.....	23
Courey, Terrence.....	59
Coyle, James.....	53
Cross, James.....	94
Crusoe, George.....	59
Cueh, John M.....	8
Curry, Anthony.....	68
Cusick, C.....	39

D.

Dahlgren, Axel.....	85
Davis, F. L.....	39
Davis, Richard.....	70
Dederding, Richard W.....	70
Deleay, William.....	15, 45
De Trobriand, P. R.....	28, 63, 81, 85
Deyo, Joseph W.....	70
Dickey, Charles J.....	9, 39
Dorsey, Richard H.....	76
Dunnery, Francis.....	24
Durkin, William.....	18

E.

Ellis, P. H.....	39
Estlow, Samuel.....	41

F.

Fisher, T. H.....	39
Fitzgerald, Michael.....	59
Fletcher, William.....	63
Forret, Charles F.....	70

G.

Gammon, George R.....	20
Gardner, Samuel.....	54
Gibbons, George.....	74
Gilman, J. H.....	43, 51
Gillespie, James H.....	70
Goodloe, A. H.....	39

Gray, C. C.....	8, 14, 19, 21, 33
Greene, O. D.....	43

H.

Hancock, W. S.....	41
Hanna, V. C.....	67
Hartley, John.....	39
Heger, A.....	51
Hehn, Isaac J.....	44
Henderson, Johnson.....	12
Hennesy, John.....	50
Hensel, Robert.....	47
Henry, John L.....	44
Hill, Geo. W.....	39
Hines, William.....	70
Hogan, M. E.....	39
Holbird, S. B.....	43
Holt, Arthur T.....	85
Howard, Thomas.....	48
Hooton, M.....	39
Hunt, L. C.....	61
Huyler, Thomas J.....	25
Hyland, Michael.....	36

I.

Irvine, Jacob.....	25
Irvine, Javan B.....	33, 68, 76
Isaacs, Daniel.....	2

J.

Jones, Alexander K.....	30
-------------------------	----

K.

Kane, Daniel.....	33
Keegan, Christopher.....	2
Kellogg, L. M.....	63
King, Thomas.....	59
Kurtz, Albert.....	4

L.

Ladley, C. D.....	39
La Motte, R. S.....	3, 59, 70
Larned, C. T.....	43, 67
Leiber, G. N.....	43, 51
Lemons, Williams.....	4
Little, Thomas.....	36, 54
Lockwood, B. C.....	39
Lynde, F. M.....	39

M.

Manvell, Frank.....	30
Marshall, James M.....	39
Martin, Wm. P.....	51
McCarty, Philip.....	44
McCrea, George W.....	7
McFeeley, Dennis.....	27
McGary, Henry.....	44
McGuire, John.....	74
McSweeney, Bartholomew.....	70

Meade, George.....	39
Mearly, James.....	44
Miller, William.....	91
Miner, Charles W.....	39
Monahan, Thomas.....	97
Moore, Charles E.....	82
Moran, John R.....	44
Morrow, Clark.....	30
Morrow, H. A.....	63
Murphy, James.....	97
Murphy, Jeremiah.....	13
Murphy, Louis Z.....	26

N.

Null, John.....	7
-----------------	---

O.

O'Neil, Howard D.....	30
O'Reilly, T. P.....	39
Osborne, N. W.....	63
Otis, Elwell S.....	6, 17, 28, 37, 48, 63, 74
Owens, Richard.....	80

P.

Parry, E. R.....	63
Parsons, F. E.....	39
Payne, David.....	86
Pierce, Franklin.....	73

Q.

Quillan, William.....	50
Quill, Timothy.....	15
Quinlan, James.....	36

R.

Reedy, William J.....	39
Robinson, A. G.....	43, 51
Robinson, O. O. G.....	81
Roso, Richard C.....	17
Ryan, Timothy.....	2

S.

Saunders, Gorham H.....	86
Schultz, John C.....	2
Shaw, Isaac.....	13
Sheridan, Bruce.....	59
Sherman, General.....	72
Sherman, John.....	44
Sidell, W. H.....	2, 20, 27, 50
Sloan, Christopher.....	20
Smith, O. M.....	39
Smith, Thomas.....	3
Somers, Thomas.....	25
Stack, John.....	94
Stanley, David S.....	28, 39, 63
Steele, Edward.....	91
Stetson, Benjamin.....	36
Stewart, John.....	70
Sullivan, James.....	16

Sullivan, James.....	59
Sullivan, James P.....	30
Sullivan, T. C.....	65
Summers, John E.....	43
Sweeney, John.....	13
Sykes, Geo.	32, 63, 86, 94

T.

Terry, A. H.....	41
Thomas, H. G.....	44
Thomas, George H.....	72
Thompson, Christopher.....	59
Thompson, Oseola A.....	11
Thompson, William.....	85
Thorne, P. M.....	39
Todd, William.....	5
Totten, E. H.....	29, 43
Town, F. L.....	71, 90, 97
Twining, William.....	43

V.

Vanthoff, Henry.....	74
Vollpracht, Emil.....	90

W

Wainright, S. A.....	39, 63
Wall, William.....	9
Walker, J. P.....	39
Walker, R. C.....	67
Wallace, William.....	7, 54
Ward, G. S. L.....	39
Webb, Chas. A.....	39
Wharton, John S.....	43
Whistler, Joseph N. G.....	1, 28, 40, 47, 63
Williams, Benjamin.....	3
Williams, George.....	97
Williams, Geo. A.....	63
Wilson, W. P.....	43
Wood, Charles H.....	35
Wood, James.....	37

INDEX OF SUBJECTS.

A.

ADJUTANT GENERAL.

Assistant, announced.....	43
Acting Assistant, announced.....	38, 43
The Colonels of the 13th and 22d Regiments of Infantry, to make application to, for officers and men to fill his regiment.....	28

ADJUTANT GENERAL'S OFFICE.

Circular from, of June 1st, 1869, relative to deserters, published.....	52
Circular from, of June 11th, 1869, relative to seals, published.....	56
Circular from, of August 22d, 1867, relative to Post Traders, published.....	66
Circular from, relative to protection to Indians.....	95
Communication from, relative to the publication of advertisements, published.....	57, 87
Communication from, relative to prisoners' labor, published.....	72
General Orders No. 57, current series, from, relative to final statements and receipts for money.....	58
General Orders No. 58, current series, from, relative to oil, published.....	61
General Orders No. 68, series of 1867, relative to Post Traders, published.....	66
General Orders No. 69, current series, from, announcing the death of Ex-President Franklin Pierce, re-published.....	73

AGREEMENT.

Requiring from Post Traders and settlers on Military Reservations, au.....	66
--	----

AIDES DE CAMP.

Announced.....	43
----------------	----

ASSIGNMENT.

Of Officers to Posts.....63

AWAITING ORDERS.

Officers to be ordered on.....28
 Officers of the 22d Infantry to apply to Department Headquarters,
 for the necessary orders to be placed on.....39
 Relative to claims of Officers ordered on, to actual cost of servants'
 transportation.....60

B.

BONDS.

Circular from the Adjutant General's Office, relative to, published.....56

C.

CAMP COOKE.

Companies assigned to.....28

CHARGES AND SPECIFICATIONS.

To be submitted for action of the Department Commander.....88

CIRCULAR.

Published from the Adjutant General's Office, in regard to deserters.....52
 Published from the Adjutant General's office relative to seals.....56
 Published from the Adjutant General's office relating to Post Traders.....66

CLERKS.

Pay of, in the Quartermaster's Department.....80

COMMISSARY.

Chief, announced.....43

COMMANDING OFFICERS.

Assigned to districts.....28
 Of posts, announced.....63
 Correspondence requested from, of districts.....64
 Of posts, to make certain monthly returns.....64
 To furnish assistance to officers subsisting Indians.....65
 Of posts to furnish assistance to the Acting Signal Officer.....62
 To send copies of all orders to Headquarters, and attention called to
 Revised Army Regulations, Paragraph 467.....83
 Reducing non-commissioned officers.....89

COMMAND.

Brevet Colonel J. N. G. Whistler, movement to Rice and Sully.....40

COMPANIES.

Record and Funds of, disposition of.....28
 Of the 20th Infantry to be assigned to posts by District Commanders.....32

COMPANY OFFICERS.

Selecting for the (new) 22d Infantry.....39

COMMUNICATION.

Published from the Adjutant General's office relative to advertise-
 ments.....57, 87
 Published from the Adjutant General's office relative to the claim of
 officers left out in consolidation and ordered on "awaiting orders"
 to actual cost of servants' transportation.....60
 Published from the Adjutant General's office, relative to the time
 prisoners sentenced to hard labor, should work.....72

CONSOLIDATION.

Of the 22d and 31st Regiments of Infantry.....28

D.

DAKOTA.

Major General W. S. Hancock assumes command of the Department of.....41

DEATH.

Announcing Ex-President Franklin Pierce's.....73

DESERTERS.

Circular from the Adjutant General's office relating to returns of.
Published.....52

DISSOLVED.

The General Court Martial convened at Fort Abercrombie, by virtue of Special Orders No. 145, series of 1868, from these Headquarters..... 2

The General Court Martial convened at Fort Shaw, by virtue of Special Orders No. 134, current series, from these Headquarters.....85

The General Court Martial convened at Fort Ellis, by virtue of Special Orders No. 119, current series, from these Headquarters.....82

The General Court Martial convened at Fort Rice, by virtue of Special Field Orders No. 26, current series, from these Headquarters.....74

The General Court Martial convened at Fort Buford, by virtue of Special Orders No. 9, current series, from these Headquarters.....54

The General Court Martial convened at Fort Sully, by virtue of Special Field Orders No. 30, current series, from these Headquarters.....68

The General Court Martial convened at Fort Sully, by virtue of Special Orders No. 138, current series, from these Headquarters.....76

The General Court Martial convened at Fort Snelling, by virtue of Special Orders Nos. 25 and 34, current series, from these Headquarters.....26

The General Court Martial convened at Fort Snelling, by virtue of Special Orders, No. 69, from these Headquarters.....44

The General Court Martial convened at Fort Snelling, by virtue of Special Orders No. 180, current series, from these Headquarters.....86

DISTRICTS.

Prescribed, and Commanding Officers assigned to.....28

Division of the Department into, hereafter considered for certain purposes only, and Staff Officers allowed.....64

DISTRICT OF MINNESOTA.

Bvt. Maj. General Geo. Sykes assigned to command of, and District Headquarters, announced.....32

Fort Totten, transferred from.....40

District of South Eastern Dakota abolished.....28

E.

ENGINEER.

Chief announced..... 43

ENLISTMENT.

Indians, full name to be given, and interpretation78

EXPEDITIONS.

Announcing successful, against the Indians, General Field Orders No. 1.....59

F.

FINAL STATEMENTS.

General Order from War Department in regard to, republished.....58

FORT ABERCROMBIE.

Companies assigned to.....	32, 40
The General Court Martial convened at, by virtue of Special Orders No. 145, series of 1863, from these Headquarters, dissolved.....	82

FORT BENTON.

Military Reservation at, declared.....	62, 77
--	--------

FORT BUFORD.

Commanding Officer and Companies assigned to	58
The General Court Martial convened at, by virtue of Special Orders No. 9, current series, from these Headquarters, dissolved.....	54

FORT ELLIS.

Companies assigned to.....	28
Prisoners to be retained at, until the opening of navigation.....	70, 91
The General Court Martial convened at, by Special Orders No. 119, current series, from these Headquarters, dissolved.....	82
Military Reservation at, declared.....	33

FORT RANDALL.

Companies assigned to.....	28
Commanding Officer assigned to.....	40

FORT RANSOM.

Companies assigned to.....	32, 40
Military Reservation at, declared.....	42

FORT RICE.

Companies assigned to.....	28, 40
The General Court Martial convened at, by virtue of Special Field Orders No. 26, current series, from these Headquarters, dissolved.....	74

FORT RIPLEY.

Companies assigned to.....	32, 40
----------------------------	--------

FORT SHAW.

Companies assigned to.....	28
Military Reservation at, declared.....	39
The General Court Martial convened at, by virtue of Special Orders No. 134, current series, from these Headquarters, dissolved.....	85

FORT SNELLING.

Companies assigned to.....	40
The General Courts Martial convened at, by virtue of Special Orders Nos. 25, 34, 69, and 180, current series, from these Headquarters, dissolved.....	26, 44, 86

FORT STEVENSON.

Companies assigned to.....	28
----------------------------	----

FORT SULLY.

Companies assigned to.....	28, 40
Military Reservation at, declared.....	46, 79
The General Courts Martial convened at, by virtue of Special Field Orders No. 30, and Special Orders No. 139, current series, from these Headquarters, dissolved.....	68, 76

FORT TOTTEN.

Military Reservation at, declared.....	55
Transferred from Middle District to District of Minnesota,	28
Companies assigned to.....	28, 40

G

GENERAL COURT MARTIAL.

Convened at Fort Abercrombie, by virtue of Special Orders No. 145, current series, from these Headquarters, dissolved.....	2
Convened at Fort Buford, by virtue of Special Orders No. 9, current series, from these Headquarters, dissolved.....	54
Convened at Fort Ellis, by virtue of Special Orders, No. 119, current series, from these Headquarters, dissolved.....	82
Convened at Fort Rice, by virtue of Special Field Orders No. 26, current series, from these Headquarters, dissolved.....	74
Convened at Fort Shaw, by virtue of Special Orders No. 134, current series, from these Headquarters, dissolved.....	85
Convened at Fort Sully, by virtue of Special Field Orders No. 30, and Special Orders No. 139, current series, from these Headquarters, dissolved.....	68, 76
Convened at Fort Snelling, by virtue of Special Orders Nos. 25, 34, 69, and 180, current series, from these Headquarters, dissolved.....	26, 44, 86
All, in session, by virtue of Orders issued prior to October 22d, 1869, dissolved.....	88

GENERAL ORDERS.

Copies of all issued by District Regimental and Post Commanders to be transmitted to these Headquarters.....	28, 83
No. 57, from the Adjutant General's Office, relative to Final Statements, republished.....	58
No. 58, from the Adjutant General's Office, relative to the illumination of Forts and Quarters at Military Posts, republished.....	61
No. 69, from the Adjutant General's Office, announcing the death of Ex-President Pierce, republished.....	73
No. 74, from the Adjutant General's Office, relative to Squatters upon Military Reservations, republished.....	84
No. 79, from the Adjutant General's Office, relative to the ownership of animals in possession of Indians, republished.....	95
No. 62, current series, from these Headquarters, modified.....	77
No. 46, current series, from these Headquarters, modified.....	79
No. 38, series of 1864, from these Headquarters, substituting officers in place of those detailed.....	63

GENERAL FIELD ORDERS.

No. 1, announcing successful expedition against the Indians, published.....	59
No. 2, declaring a Military Reservation at Fort Benton, published.....	62
No. 3, relative to the subsistence of Indians on the Missouri River Reservation, published.....	65

I.

INDIANS.

Successful expedition against, announced.....	59
Their subsistence on the Missouri River Reservation.....	65
When enlisted their full name to be given.....	78
Reports of outrages of, required.....	64, 83
Relative to the ownership of animals in possession of, and protection of.....	95

INFANTRY.

10th Regiment of, ordered to St. Paul.....	32
20th Regiment of, distributed to posts.....	32, 40
22d and 31st Regiments of, consolidated.....	28
Field officers of the 20th Regiment of, assigned to stations.....	63
General Field Orders No. 1, distinguishing officer and men of the 13th Regiment of, for gallantry in pursuing Indians, published.....	59

INSPECTOR GENERAL.

Announced43

INSPECTION.

Officers to perform duties during the absence of Chiefs of Staff Departments on tour of.....51

INSTRUCTION.

District, Regimental and Post Commanders to forward to these Headquarters copies of all letters of.....28, 83
Continue in force.....41

J.

JUDGE ADVOCATE.

Announced.....43

I.

LETTERS.

Of instruction, copies of all to be forwarded to these Headquarters....28, 83

M.

MEDICAL DIRECTOR.

Announced43

MILITARY RESERVATION.

General Orders No. 68, series of 1867, and Circular of August 22d, 1867, from the Adjutant General's Office, relative to traders and settlers on, republished66
General Orders No. 74, current series, from the Adjutant General's Office, relative to squatters on, republished.....84
Of Fort Benton, declared.....62, 77
Of Fort Ransom, declared.....42
Of Fort Shaw, declared.....49
Of Fort Sully, declared.....46, 79
Of Fort Totten, declared.....55
Of Fort Ellis, declared.....93

MILITARY SERVICE.

Charges and Specifications against persons in the, to be submitted to Department Headquarters for action.....88

O.

OFFICERS.

Arriving in the city to register their names at Headquarters, Department of Dakota.....49
Assigned to posts.....63
Relative to claim of, for servants' transportation60
Discontinuing the custom of reducing to the ranks non-commissioned...89

OFFICERS, FIELD.

The 20th Infantry assigned to stations.....32

OIL.

General Orders from War Department relative to illuminating posts and quarters with, published.....61

OMAHA.

Discontinued as a pay station.....67

ORDERS.

Copies of all, to be sent to Headquarters of the Department.....28, 83

GENERAL ORDERS—INDEX OF SUBJECTS.

11

ORDERS.

Continue in force.....41

P.

PAY.

Regulates the, of clerks in the Quartermaster's Department.....80

PAYMASTER.

Chief announced.....43
Station, and assignments of.....67

PAY STATIONS.

Local, announced.....67

POSTS.

No quarters to be built at.....28

POST TRADERS.

Ordered to make application to Department Headquarters for valid appointment, Circular and General Orders from War Department in relation to same, published.....66

PRESIDENT.

Instructions from the, relative to the death of Franklin Pierce, published.....72

PRISONERS.

To be retained at Fort Ellis until opening of navigation.....70, 91
Communication from the Adjutant General's Office relative to time of labor of, published.....72

Q.

QUARTERS.

Not to be built.....28

QUARTERMASTER.

Chief, announced.....43

QUARTERMASTER'S DEPARTMENT.

Transportation for the 10th and 20th Infantry to be furnished by the.....32
Lanterns to be furnished by the.....61
Compensation of Clerks in the.....80

R.

RECEIPTS.

General Orders No. 57, from the Adjutant General's Office, relative to, for money, &c.....58

RECRUITS.

Their arrival to be reported.....83

REGIMENTAL.

Disposition of non-commissioned staff officers, colors, funds, library, &c., of the late 31st Infantry.....28

REGISTER.

Officers arriving in the city to, at Headquarters, Department of Dakota.....49

REPORTS.

Of the arrival of recruits to be made.....83
Of Indian outrages required.....83

REPORTS AND RETURNS.

To be made to District Headquarters.....	64
To be made direct to Department Headquarters.....	96

S.

SEALS.

Circular from the Adjutant General's Office in regard to, published.....	56
--	----

SIGNAL OFFICER.

Chief announced.....	22, 43
----------------------	--------

SPRING WAGONS.

Relative to.....	92
------------------	----

STAFF OFFICERS.

Announced.....	43
Of the new 22d Infantry to be selected by the Regimental Commander.....	28
During absence of, their duties to be performed, &c.....	51
Limited to Districts.....	64

STATEMENTS.

Quarterly and tabular required.....	83
-------------------------------------	----

SUSTINENCE DEPARTMENT.

Relative to the issuing of candles by the, published.....	61
---	----

SURGEON.

Attending, announced.....	43
---------------------------	----

SQUATTERS.

General Order from the Adjutant General's Office relative to, published....	54
---	----

T.

THANKSGIVING.

Designating a day of.....	75
---------------------------	----

TRANSPORTATION.

Provided for, for the 10th and 20th Infantry.....	32
Provided for Paymasters.....	67
Communication from the Adjutant General's Office, relative to the claim of officers ordered on "awaiting orders" to actual cost of servants.....	60
Animals, Wagons, &c., to be kept ready for.....	64

TROOPS.

Requiring reports of operations of.....	64
Instruction of.....	64
Relative to pay of.....	67

W.

WAGONS, SPRING.

Relative to.....	92
------------------	----

G. C. M.

Private Philip Alberts, Company "D," 31st Infantry.

Headquarters, Department of Dakota,

ST. PAUL, MINN., Jan. 7th, 1869.

GENERAL ORDERS. }
NO. 1. }

PAR I.. Before a General Court Martial which convened at Fort Totten, D. T., by virtue of Special Orders No. 58, Series of 1868, from these Headquarters, and of which Bvt. Col. J. N. G. WHISTLER, Major 31st Infantry, is President, was arraigned and tried :

Private PHILIP ALBERTS, Company "D," 31st Infantry.

CHARGE—"Drunkenness on duty, in violation of the 45th Article of War."

Specification—In this, that Private Philip Alberts, of Company "D," 31st U. S. Infantry, being a member of the garrison guard mounted, on the 17th day of August, 1868, became so much under the influence of liquor as to be unable to perform properly his duty as a soldier. This at Fort Totten, D. T., on or about the date above specified.

To which Charge and Specification the accused pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be confined at hard labor, with ball and chain weighing twelve

pounds, attached to his leg, for the period of one year, at such place as the General commanding the Department may direct."

PAR II .The proceedings, findings and sentence in the case of Private Philip Alberts, Company "D," 31st Infantry, are disapproved on account of a failure of proof. He will be released from confinement and returned to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

A handwritten signature in cursive script, appearing to read "Norman Fisher".

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Private Philip Alberts, Company "D," 31st Infantry.

Headquarters, Department of Dakota,

ST. PAUL, MINN., Jan. 7th, 1869.

GENERAL ORDERS. } NO. 1. }

PAR I. Before a General Court Martial which convened at Fort Totten, D. T., by virtue of Special Orders No. 58, Series of 1868, from these Headquarters, and of which Bvt. Col. J. N. G. WHISTLER, Major 31st Infantry, is President, was arraigned and tried :

Private PHILIP ALBERTS, Company "D," 31st Infantry.

CHARGE—"Drunkenness on duty, in violation of the 45th Article of War."

Specification—In this, that Private Philip Alberts, of Company "D," 31st U. S. Infantry, being a member of the garrison guard mounted, on the 17th day of August, 1868, became so much under the influence of liquor as to be unable to perform properly his duty as a soldier. This at Fort Totten, D. T. on or about the date above specified.

To which Charge and Specification the accused pleaded "Not Guilty"

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be confined at hard labor, with ball and chain weighing twelve

... is, attached to his leg, for the period of one year, at such place as the General commanding the Department may direct."

PAR II .The proceedings, findings and sentence in the case of Private Philip Alberts, Company "D," 31st Infantry, are disapproved on account of a failure of proof. He will be released from confinement and returned to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General,

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Private Philip Alberts, Company "D," 31st Infantry.

Headquarters, Department of Dakota,

ST. PAUL, MINN., Jan. 7th, 1869.

GENERAL ORDERS. } NO. 1. }

PAR I.. Before a General Court Martial which convened at Fort Totten, D. T., by virtue of Special Orders No. 58, Series of 1868, from these Headquarters, and of which Bvt. Col. J. N. G. WHEELER, Major 31st Infantry, is President, was arraigned and tried :

Private PHILIP ALBERTS, Company "D," 31st Infantry.

CHARGE—"Drunkenness on duty, in violation of the 45th Article of War."

Specification—In this, that Private Philip Alberts, of Company "D," 31st U. S. Infantry, being a member of the garrison guard mounted, on the 17th day of August, 1868, became so much under the influence of liquor as to be unable to perform properly his duty as a soldier. This at Fort Totten, D. T., on or about the date above specified.

To which Charge and Specification the accused pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To be confined at hard labor, with ball and chain weighing twelve

pounds, attached to his leg, for the period of one year, at such place as the General commanding the Department may direct."

PAR. II .The proceedings, findings and sentence in the case of Private Philip Alberts, Company "D," 31st Infantry, are disapproved on account of a failure of proof. He will be released from confinement and returned to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

1. Sergeant Daniel Isaacs, Company "I," 10th Infantry.
 2. Private John C. Schnltz, Company "D," 10th Infantry.
 3. Private Christopher Keegan, Company "D," 10th Infantry.
 4. Private Timothy Ryan, Company "D," 10th Infantry.
-

Headquarters Department of Dakota,

ST. PAUL, MINN., January 8, 1869.

GENERAL ORDERS } No. 2. }

PAR. I.—Before a General Court Martial which convened at Fort Abererombie, D. T., by virtue of Special Orders No. 145, series of 1868, from these Headquarters, and of which Lieut. Col. W. H. SIDELL, 10th Infantry, Bvt. Brig. General U. S. A., is President, were arraigned and tried :

1st. Sergeant DANIEL ISAACS, Company "I," 10th Infantry.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Sergeant Daniel Isaacs, of Company "I," 10th Infantry, did without just cause or provocation, assault and strike a soldier of Company "E," 10th Infantry. This at Fort Abercrombie, D. T., on or about the 23d day of October, 1868.

CHARGE 2d—"Violation of the 9th Article of War."

Specification 1st—In this that he, Sergeant Daniel Isaacs, of Company "I," 10th Infantry, being engaged in a quarrel or fray with

another soldier, and being ordered by 1st Lieut. C. M. Edwards, 10th Infantry—he being in the execution of his office—to stop fighting, did fail to obey such order, and did continue the fight. This at Fort Abercrombie, D. T., on or about the 23d day of October, 1868.

Specification 2d—In this that he, Sergeant Daniel Isaacs, of Company "I," 10th Infantry, being engaged in a quarrel or fight with another soldier, and being repeatedly ordered by 2d Lieut. J. R. Cranston, 10th Infantry—he being in the execution of his office—to go to his quarters in arrest, did refuse, and fail to obey such order and arrest. This at Fort Abercrombie, D. T., on or about the 23d day of October, 1868.

To which Charges and Specifications the accused pleaded—"Not Guilty."

FINDING.

Of the 1st Charge and its Specification—"Guilty."

Of the 1st Specification 2d Charge—"Not Guilty."

Of the 2d Specification 2d Charge—"Guilty," excepting the words: "*being engaged in a quarrel or fight with another soldier, and,*" and also excepting the words: "*refuse and,*" and of the excepted words—"Not Guilty."

Of the 2d Charge—"Guilty."

SENTENCE.

"To be reduced to the ranks as a private soldier, and to be confined at hard labor in charge of the guard, for the period of three months."

2d. Private JOHN C. SCHULTZ, Company "D," 10th Infantry.

CHARGE 1st—"Conduct prejudicial to good order and military discipline"

Specification 1st—In this that he, Private John C. Schultz, of Company "D," 10th Infantry, did without permission from proper authority, absent himself from his company, post and quarters, and did go to a hut, distant about seven (7) miles, more or less, from Fort Abercrombie, D. T., his proper sta-

tion. This at or near Fort Abererombie, D. T., on or about the 1st day of December, 1868.

Specification 2d—In this that he, the said Schultz, did take and steal from Private Morris Quinn, of Company "I," 10th Infantry, one (1) silver watch, of the value of forty dollars (\$40) more or less, and did retain said watch until the 2d day of December, 1868, when he delivered it to Bvt. Captain William H. King, 1st Lieut. 10th Infantry. This at or near Fort Abererombie, D. T., on or about the second (2d) day of December, 1868.

Specification 3d—In this that he, the said Schultz, having found Private Morris Quinn, of Company "I," 10th Infantry, at or near a hut about seven (7) miles from Fort Abererombie, D. T., the said Quinn being in an insensible condition resulting from wounds which he, Quinn, had received—did take said Quinn to Fort Abererombie, D. T., and did inhumanly place him in a stable—said Quinn being still insensible—and did fail to report the circumstance to the proper authority. This brutality resulting in Quinn's feet and hands being frozen, and otherwise endangering his life. This at or near Fort Abererombie, D. T., and on or about the second (2d) day of December, 1868.

CHARGE 2d—"Violation of Post Orders."

Specification—In this that he, Private John C. Schultz, of Company "D," 10th Infantry, did in violation of existing Post Orders, viz: G. O. No. 14, series 1866, and G. O. No. 13, series 1868, cross the Red River of the North without a written pass from proper authority. This at Fort Abererombie, D. T.; on or about the first day of December, 1868.

To which Charges and Specifications the accused pleaded as follows:

To the 1st Specification 1st Charge—"Guilty."

To the 2d Specification 1st Charge—"Not Guilty."

To the 3d Specification 1st Charge—"Not Guilty."

To the 1st Charge—"Guilty."

To the 2d Charge and its Specification—"Guilty."

FINDING.

Of the 1st Specification 1st Charge—"Guilty."

Of the 2d Specification 1st Charge—"Not Guilty."

Of the 3d Specification 1st Charge—"Not Guilty."

Of the 1st Charge—"Guilty."

Of the 2d Charge and its Specification—"Guilty."

SENTENCE.

"To forfeit to the United States fourteen dollars (\$14) of his monthly pay for one month, and to be confined at hard labor in charge of the guard, for thirty days."

3d. Private CHRISTOPHER KEEGAN, Company "D," 10th Infantry.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private Christopher Keegan, Company "D," 10th U. S. Infantry, did steal or cause to be stolen from the government stables at Fort Abercrombie, D. T., and did appropriate the same to his own use, one (1) government horse, one (1) halter and strap, and did keep the same until he was apprehended with the above articles in his possession by Sergeant Michael Hays, Company "I," 10th Infantry, between this post and Graham's Point. All this at or near Fort Abercrombie, D. T., on or about November 13th, 1868.

CHARGE 2d—"Violation of General Orders No. 13, dated Headquarters, Fort Abercrombie, D. T., April 28th, 1868."

Specification—In this that he, Private Christopher Keegan, Company "D," 10th Infantry, did cross the Red River without permission from proper authority, and did remain across said river until apprehended by Sergeant Michael Hays, Company "I," 10th Infantry, between this post and Graham's

Point. This at or near Fort Abererombie D. T., on or about the 13th of November, 1868.

To which Charges and Specifications the accused pleaded as follows:

To the 1st Charge and its Specification—"Not Guilty."

To the 2d Charge and its Specification—"Guilty."

FINDING.

Of the Specification of the 1st Charge—"Guilty," except the words: "*did steal or cause to be stolen from the Government stables at Fort Abererombie, D. T., and,*" and also excepting the words: "*the same,*" and also excepting the words: "*one halter and strap,*" and substituting the word "*horse*" for the words "*above articles,*" and of the excepted words—"Not Guilty."

Of the 1st Charge—"Guilty."

Of the 2d Charge and its Specification—"Guilty."

SENTENCE.

"*To be confined at hard labor, in charge of the guard, for sixty days, at the post where his Company may be serving.*"

4th. Private TIMOTHY RYAN, Company "D," 10th Infantry.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private Timothy Ryan, Company "D," 10th U. S. Infantry, did steal or receive a horse, halter and strap, stolen from the Government stables at Fort Abererombie, D. T., and did appropriate the same to his own use—one (1) Government horse, one (1) halter and strap—and did keep the same until he was apprehended with the above articles in his possession, by Sergeant Michael Hays, Company "I," 10th Infantry, between this post and Graham's Point. All this at or near Fort Abererombie, D. T., on or about November 13th, 1868.

CHARGE 2d—"Violation of General Orders No. 13, dated Headquarters, Fort Abererombie, D. T., April 28th, 1868.

Specification—In this that he, the said Private Timothy Ryan, Co. "D," 10th Infantry, did cross the Red River without permission from proper authority, and did remain across said river until apprehended by Sergeant Michael Hays, Company "I," 10th Infantry, between this post and Graham's Point. This at or near Fort Abercrombie, D. T., on or about the 13th day of November, 1868.

To which Charges and Specifications the prisoner pleaded as follows :

To the 1st Charge and its Specification—"Not Guilty."

To the 2d Charge and its Specification—"Guilty."

FINDING.

Of the Specification of the 1st Charge—"Guilty," except the words—"did steal or receive a horse, halter and strap stolen from the Government stables at Fort Abercrombie, D. T., and" and also except the words: "The same," and also except the words: "one halter and strap," and substituting therefor the words: "Taken from the Government stables at Fort Abercrombie, D. T.," and also except the words: "above articles," and substituting therefor the word "horse," and of the excepted words—"Not Guilty."

Of the 1st Charge—"Guilty."

Of the 2d Charge and its Specification—"Guilty."

SENTENCE.

"To be confined at hard labor, in charge of the guard, for the period of sixty days, at the post where his Company may be serving."

PAR. II. The proceedings, findings and sentence in the case of Sergeant Daniel Isaacs, Company "I," 10th Infantry, are approved, but upon the recommendation of four of the six members of the Court, the sentence is remitted. He will be released from arrest and restored to duty.

2. The proceedings and findings in the case of Private John C. Schultz, Company "D," 10th Infantry, are approved. The sentence is confirmed, and will be carried into execution at the post where his Company may be serving.

3. The proceedings and findings in the cases of Privates Christo-

pler Keegan and Timothy Ryan, Company "D," 10th Infantry, are in each case approved. The sentences are confirmed and will be duly executed.

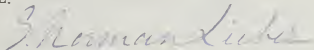
PAR. III..The General Court Martial convened at Fort Abercrombie, D. T., by Special Orders No. 145, series of 1868, from these Headquarters, and of which Bvt. Brig. General W. H. Sidell, Lt. Col. 10th Infantry, is President, is hereby dissolved.

By Command of Bvt Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col., U. S. A.,

Judge Advocate.



G. C. M.

1. Wagoner Benjamin Williams, Company "D," 13th Infantry.
 2. Private Thomas Smith, Company "F," 13th Infantry.
 3. Sergeant John B. Billows, Company "G," 13th Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., January 9, 1869.

GENERAL ORDERS.) No. 3. }

I. Before a General Court Martial, which convened at Fort Ellis, M. T., by virtue of Special Orders No. 1, Series of 1868, from these Headquarters, and of which Captain R. S. LA MOTTE, 13th Infantry, is President, were arraigned and tried:

1st. Wagoner BENJAMIN WILLIAMS, Company "D," 13th Infantry.

CHARGE—"Desertion."

Specification—In this that he, Wagoner Benjamin Williams, Company "D," 13th U. S. Infantry, a duly enlisted soldier in the service of the United States, did desert said service on or about the 23d day of August, 1868, and remain absent until apprehended, in citizen's clothes, at Helena City, M. T., August 27, 1868.

To which Charge and Specification the prisoner pleaded—"Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States twelve dollars (\$12.00) of his monthly pay for nine months, and to be confined at hard labor, in charge of the guard, for a period of six months.

21. Private THOMAS SMITH, Company "F," 13th Infantry.
CHARGE—"Desertion."

Specification—In this that he, Private Thomas Smith, Company "F," 13th Infantry, a duly enlisted soldier in the service of the United States, did, on or about the 24th day of August, 1868, desert his Company and Regiment at Fort Ellis, Montana Territory, and did remain absent until apprehended at or near Helena City, Montana Territory, on or about the 27th day of August, 1868. This at Fort Ellis, Montana Territory, on or about the 24th day of August, 1868.

To which Charge and Specification the prisoner pleaded—"Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States twelve dollars (12.00) of his monthly pay for nine months, and to be confined at hard labor, in charge of the guard, for a period of six months.

22. Sergeant JOHN B. BILLOWS, Company "G," 13th Infantry.
CHARGE 1st—"Neglect of duty."

Specification—In this that he, Sergeant John B. Billows, Company "G," 13th Infantry, having been regularly detailed and put in charge of the guard, did absent himself, and permit all the guard to be absent from the guard-house at the same time. All this at Fort Ellis, M. T., on the 18th day of February, 1868, and during his tour of guard duty.

CHARGE 2d—"Disobedience of Orders."

Specification—In this that he, Sergeant John B. Billows, Company "G," 13th Infantry, having been regularly detailed and put

in charge of the guard, did leave the guard-house open, and did permit the prisoners in his charge to leave the prison-room, and enter the guard quarters, in violation of Standing Orders. All this at Fort Ellis, M. T., on the 18th day of February, 1868.

To which Charges and Specifications the prisoner pleaded—"Not Guilty."

FINDING.

Of the 1st and 2d Charges and their Specifications—"Guilty."

SENTENCE.

"To be reduced to the ranks, and to forfeit to the United States four dollars (\$4.00) of his monthly pay for ten months."

II..The proceedings and findings in the cases of Wagoner Benjamin Williams, Company "D," and Private Thomas Smith, Company "F," 13th Infantry, are in each case approved. The sentences are confirmed, and will be carried into execution at the post where their companies may be serving.

2. The proceedings and findings in the case of Sergeant John B. Billows, Company "G," 13th Infantry, are approved. The sentence is confirmed, and will be duly executed.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lieut. Col., U. S. A.

Judge Advocate.



G. C. M.

1. Wagoner Benjamin Williams, Company "D," 13th Infantry.
 2. Private Thomas Smith, Company "F," 13th Infantry.
 3. Sergeant John B. Billows, Company "G," 13th Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., January 9, 1869.

GENERAL ORDERS.)

No. 3.)

I. Before a General Court Martial, which convened at Fort Ellis, M. T., by virtue of Special Orders No. 1, Series of 1868, from these Headquarters, and of which Captain R. S. LA MOTTE, 13th Infantry, is President, were arraigned and tried:

1st. Wagoner BENJAMIN WILLIAMS, Company "D," 13th Infantry.

CHARGE—"Desertion."

Specification—In this that he, Wagoner Benjamin Williams, Company "D," 13th U. S. Infantry, a duly enlisted soldier in the service of the United States, did desert said service on or about the 23d day of August, 1868, and remain absent until apprehended, in citizen's clothes, at Helena City, M. T., August 27, 1868.

To which Charge and Specification the prisoner pleaded—"Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States twelve dollars (\$12.00) of his monthly pay for nine months, and to be confined at hard labor, in charge of the guard, for a period of six months.

2d. Private THOMAS SMITH, Company "F," 13th Infantry.
CHARGE—"Desertion."

Specification—In this that he, Private Thomas Smith, Company "F," 13th Infantry, a duly enlisted soldier in the service of the United States, did, on or about the 24th day of August, 1868, desert his Company and Regiment at Fort Ellis, Montana Territory, and did remain absent until apprehended at or near Helena City, Montana Territory, on or about the 27th day of August, 1868. This at Fort Ellis, Montana Territory, on or about the 24th day of August, 1868.

To which Charge and Specification the prisoner pleaded—"Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States twelve dollars (12.00) of his monthly pay for nine months, and to be confined at hard labor, in charge of the guard, for a period of six months.

3d. Sergeant JOHN B. BILLOWS, Company "G," 13th Infantry.
CHARGE 1st—"Neglect of duty."

Specification—In this that he, Sergeant John B. Billows, Company "G," 13th Infantry, having been regularly detailed and put in charge of the guard, did absent himself, and permit all the guard to be absent from the guard-house at the same time. All this at Fort Ellis, M. T., on the 18th day of February, 1868, and during his tour of guard duty.

CHARGE 2d—"Disobedience of Orders."

Specification—In this that he, Sergeant John B. Billows, Company "G," 13th Infantry, having been regularly detailed and put

in charge of the guard, did leave the guard-house open, and did permit the prisoners in his charge to leave the prison-room, and enter the guard quarters, in violation of Standing Orders. All this at Fort Ellis, M. T., on the 18th day of February, 1868.

To which Charges and Specifications the prisoner pleaded—"Not Guilty."

FINDING.

Of the 1st and 2d Charges and their Specifications—"Guilty."

SENTENCE.

"To be reduced to the ranks, and to forfeit to the United States four dollars (\$4.00) of his monthly pay for ten months."

11. The proceedings and findings in the cases of Wagoner Benjamin Williams, Company "D," and Private Thomas Smith, Company "F," 13th Infantry, are in each case approved. The sentences are confirmed, and will be carried into execution at the post where their companies may be serving.

2. The proceedings and findings in the case of Sergeant John B. Billows, Company "G," 13th Infantry, are approved. The sentence is confirmed, and will be duly executed.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lieut. Col., U. S. A.,
Judge Advocate.



G. C. M.

1. Private Albert Kurtz, Company "B," 13th Infantry.
 2. Sergeant William Lemons, " " "A," " " "
-

Headquarters, Department of Dakota,

ST. PAUL, MINN., JAN. 11th, 1869.

GENERAL ORDERS. } No. 4. }

PAR I. Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, Series of 1868, from these Headquarters, and of which Bvt. Col. GEORGE L. ANDREWS, Lieut. Col. 13th Infantry, is President, were arraigned and tried :

Private ALBERT KURTZ, Company "B," 13th Infantry.

CHARGE—"Leaving post before being regularly relieved."

Specification—In this that he, Private Albert Kurtz, Company "B," 13th Infantry, having been regularly posted as a sentinel on post No 4, did leave said post without being properly relieved, and was found sitting down away from his beat by the Officer of the Day. This at Camp Cooke, M. T., on or about the morning of June 25th, 1868.

To which Charge and Specification the accused pleaded "Not Guilty."

FINDING.

Of the Specification, "Guilty," excepting the words : "*did leave his post without being properly relieved, and,*" and the words : "*away from his beat.*"

Of the Charge, "Not Guilty," but Guilty of "Neglect of duty, to the prejudice of good order and military discipline."

SENTENCE.

"To be confined at hard labor, under charge of the guard, for one month, and to forfeit to the United States ten dollars (\$10) of his monthly pay for the same period."

2d. Sergeant WILLIAM LEMONS, Company "A," 13th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that Sergeant William Lemons, Co. "A," 13th Infantry, being in command of the guard at Fort Shaw, M. T., on the morning of the 12th day of September, 1868, did permit one Charles Morrissey, of Company "I," 13th Infantry, a prisoner in his charge, to go to the river without a sentinel, thereby permitting him to escape. All this at Fort Shaw, M. T., on or about the 12th day of September, 1868.

To which Charge and Specification the prisoner pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Not Guilty," and the Court does therefore acquit him.

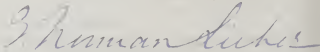
II. The proceedings, findings and sentence in the case of Private Albert Kurtz, Company "B," and acquittal in the case of Sergeant William Lemons, Company "A," 13th Infantry, are disapproved, as a long time would necessarily elapse before the Court could be reconvened, and the records failing to show that the Judge Advocate was sworn *in the presence of the accused*. They will be released from confinement and arrest and returned to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL:



Major and Lt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Private William Todd, Company "F," 22d Infantry.

Headquarters Department of Dakota,

ST. PAUL, MINN., January 12, 1899.

GENERAL ORDERS) No. 5. }

I...Before a General Court Martial which convened at Fort Randall, D. T., by virtue of Special Field Orders No. 7, Series of 1868, from these Headquarters, and of which Bvt. Col. ALEX. CHAMBERS, Major 22d Infantry, is President, was arraigned and tried :

Private WILLIAM TODD, Company "F," 22d Infantry.

CHARGE 1st—"Desertion."

Specification—In this that he, Private William Todd, of Company "F," 22d U. S. Infantry, a duly enlisted soldier in the service of the United States, did absent himself and desert said service, at or near Fort Randall, D. T., on or about the night of the 13th, or the morning of the 14th day of July, 1867, and did remain absent until on or about the 14th day of July, 1868, when he was apprehended by Corporal William A. Thomas, Company "F," 22d U. S. Infantry, at or near Big Patch, Wisconsin. Cost of apprehension sixty-two dollars, sixty-seven and one half cents (\$62.67½.) All this at or near the places, on or about the dates specified.

CHARGE 2d—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, William Todd, a private of Company "F," 22d U. S. Infantry, did take, steal and carry away with intent to appropriate to his own use and benefit, the following articles of government property, to-wit: one Colt's revolver, valued at fifty dollars (\$50); one Sharp's carbine, valued at twenty-eight dollars and ninety-five cents (\$28.95); one pistol cartridge pouch, valued at sixty (60) cents; one pistol belt holster, valued at seventy-five (75) cents; one sabre belt and plate, valued at one dollar and fifty cents (\$1.50); one brush wiper and thong, valued at forty-eight (48) cents; one pair of spurs and straps, valued at fifty-two (52) cents. All this at or near Fort Randall, Dakota Territory, on or about the night of the 13th, or morning of the 14th, day of July, 1867.

To which Charges and Specifications the accused pleaded—"Not Guilty."

FINDING.

Of the 1st Charge and its Specification—"Guilty."

Of the Specification of the 2d Charge—"Guilty," except the words: "*carbine sling and scivel.*"

Of the 2d Charge—"Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are or may become due him, except the just dues of the laundress, to be indelibly marked on the left hip with the letter "D," one and a half inches in length; to be dishonorably discharged the service of the United States, and confined for the period of two years in such penitentiary as the Commanding General may direct."

II. In the case of Private William Todd, Company "F," 22d Infantry, the words excepted in the finding to the Specification of the 2d Charge, are not contained in the Specification. The record having been returned to the court for amendment, it appears that the Judge Advocate has been detailed on general recruiting service. The findings to the 2d Charge and its Specification are therefore disapproved, as is also so much of the sentence as relates to confinement

in a penitentiary. The findings under the 1st Charge are approved, and the remainder of the sentence is confirmed and will be duly executed.

By Command of Bvt Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col., U. S. A.,

Judge Advocate.

THE UNIVERSITY OF CHICAGO PRESS

50 EAST LAKE STREET, CHICAGO, ILL. 60601-3043

1994

CHICAGO, ILL. 60601-3043

1994

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

CHICAGO, ILL. 60601-3043

G. C. M.

Private Michael Casey, Company "B," 22d Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., January 13, 1869.

GENERAL ORDERS.)
No. 6.)

I. Before a General Court Martial, which convened at Fort Rice, D. T., by virtue of Special Field Orders No. 2, Series of 1868, from these Headquarters, and of which Bvt. Col. E. S. Oris, Lt. Col. 22d Infantry, is President, was arraigned and tried:

Private MICHAEL CASEY, Company "B," 22d Infantry.

CHARGE 1st—"Disorderly conduct, to the prejudice of good order and military discipline."

Specification 1st—In this that he, the said Michael Casey, an enlisted soldier in the service of the United States, and private of "B" Company, 22d U. S. Infantry, did engage in a quarrel or fray with one Private James Carr, Company "B," 22d U. S. Infantry, in the Company quarters of the said Company, and did then and there repeatedly strike the said Carr, and taunt him by the use of unbecoming and indecent language. This at Fort Rice, D. T., on or about the 21st day of August, 1868.

Specification 2d—In this that he, the said Michael Casey, private "B" Company, 22d U. S. Infantry, did engage in a quarrel with Private James Carr, of the same Company, near the post

guard-house of the post of Fort Rice, D. T., and did then and there inflict with a knife upon the body of said Carr, three serious wounds, thereby endangering the life of the said Private Carr, and causing great disturbance in the garrison.

CHARGE 2d—"Assault and battery with intent to kill, to the prejudice of good order and military discipline."

Specification—In this that he, the said Michael Casey, an enlisted soldier in the service of the United States, and private of "B" Company, 22d U. S. Infantry, did at the military post of Fort Rice, Dakota Territory, on or about the 21st day of August, one thousand eight hundred and sixty-eight, with a knife make an assault and battery upon the person of one James Carr, private of "B" Company, 22d U. S. Infantry, with the deliberate purpose and intention of killing him, the said Private Carr, and did inflict dangerous wounds upon the person of said Carr, and did continue to inflict the same with the determination to carry out his purpose of murder, until seized and restrained by members of the post guard.

To which Charges and Specifications the accused pleaded as follows:

To the 1st Charge and its Specifications—"Guilty."

To the Specification to 2d Charge—"Guilty," except the words: "*with the deliberate purpose and intention of killing him, the said Private Carr,*" and the words: "*and did continue to inflict the same with the determination to carry out his purpose of murder, until seized and restrained by members of the post guard.*"

To the 2d Charge—"Not Guilty."

FINDING.

Of the 1st Charge and its Specifications—"Guilty."

Of the 2d Charge and its Specification—"Guilty."

SENTENCE.

"To forfeit all pay and allowances now due, or may become due, except the just dues of the landress; to be dishonorably discharged the service of the United States, and to be confined at hard labor in such penitentiary as the General Commanding the Department may designate, for the period of three (3) years."

PAR. II..The proceedings and findings in the case of Private Michael Casey, Company "B," 22d Infantry, (with the exception of the finding to the 2d Specification of the 1st Charge, which is defective in giving no date) are approved. The sentence is confirmed, and will be duly carried into execution. The Minnesota State penitentiary at Stillwater, Minn., is designated as the place of confinement, to which place the prisoner will be sent, under proper guard, at as early a period as practicable.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

J. Roman Lister

Major and Bvt. Lieut. Col., U. S. A.

Judge Advocate.

1. The first part of the paper is devoted to a general discussion of the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β . It is shown that the system of equations (1) has solutions for arbitrary values of the parameters α and β if and only if the condition $\alpha + \beta = 1$ is satisfied. In this case the solutions of the system of equations (1) are given by the formulas

$$x = \frac{1}{\alpha} \ln \frac{1}{1 - \alpha} \quad \text{and} \quad y = \frac{1}{\beta} \ln \frac{1}{1 - \beta}.$$

2. The second part of the paper is devoted to a study of the properties of the solutions of the system of equations (1) for arbitrary values of the parameters α and β .

It is shown that the solutions of the system of equations (1) for arbitrary values of the parameters α and β are unique and that they depend continuously on the parameters α and β .

3. The third part of the paper is devoted to a study of the properties of the solutions of the system of equations (1) for arbitrary values of the parameters α and β .

REFERENCES

G. C. M.

1. Sergeant George W. McCrea, Company "B," 31st Infantry.
 2. Private William Wallace, Company "B," 31st Infantry.
 3. Private John Null, Company "G," 31st Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., January 14, 1869

GENERAL ORDERS. } No. 7. }

I. Before a General Court Martial which convened at Fort Buford, D. T., by virtue of Special Orders No. 145, Series of 1867, from these Headquarters, and of which Bvt. Maj. FRANCIS CLARKE, Captain 31st Infantry, is President, were arraigned and tried:

1st. Sergeant GEORGE W. MCCREA, Company "B," 31st Infantry.

CHARGE—Conduct to the prejudice of good order and military discipline.

Specification—In this that he, Sergeant George W. McCrea, Company "B," 31st U. S. Infantry, did, in the night time, in company with William Wallace and Robert Napier, privates, Company "B," and John Null and Robert Gray, privates, Company "G," 31st U. S. Infantry, burglariously enter, or was accessory to the entering of the trading store, known as "Durfée and Peck," and did feloniously steal, take and carry away therefrom, or was accessory to the stealing, taking and carrying away therefrom, with the intention of appropriating to his own use, the following moneys and goods, to wit: Sev-

enteen hundred dollars, (\$1,700) more or less, currency of the United States; also twenty (20) pounds chewing tobacco, more or less, valued at eighteen dollars (\$18.00); two (2) boxes of segars, more or less, valued at nineteen dollars, (\$19.00); twenty-three (23) silver watches, more or less, valued at four hundred and two dollars and fifty-five cents (402.55); five (5) cases Bourbon whiskey, more or less, valued at seventy dollars (\$70.00); one (1) basket of wine, more or less, valued at twenty-six dollars (\$26.00); one (1) lady's shawl, valued at three dollars and fifty cents (\$3.50); eleven (11) negligee shirts, more or less, valued at twenty-seven dollars and ninety-six cents (\$27.96); one (1) revolver, valued at ten dollars (\$10.00); five (5) cakes toilet soap, more or less, valued at fifty cents (50 c.); and two (2) 21½ point black blankets, more or less, valued at ten dollars (\$10.00). All this at or near Fort Buford, D. T., on or about the night of the twelfth (12th), and the morning of the thirteenth (13th) day of October, 1868.

To which Charge and Specification the accused pleaded—"Not Guilty."

FINDING.

Of the Specification—"Guilty," excepting the words "*Robert Napier*" and "*Robert Gray*."

Of the Charge—"Guilty."

SENTENCE.

"To forfeit to the United States all pay that is now due, or may hereafter become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "**T**," one and one half (1½) inches long; to be dishonorably discharged the service of the United States, and to be confined in such State penitentiary as the Commanding General may direct, for the period of ten (10) years."

2d. Private WILLIAM WALLACE, Company "B," 31st Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private William Wallace, Company "B," 31st U. S. Infantry, did in the night time, in company with George W. McCrea, Sergeant Company "B," and Private John Null, Company "G," 31st U. S. Infantry, burglariously enter, or was accessory to the entering of the trading store known as "Durfee & Peck," and did feloniously steal, take and carry away therefrom, or was accessory to the stealing, taking and carrying away therefrom, with the intention of appropriating to his own use the following moneys and goods, to wit: (\$1,700) seventeen hundred dollars, more or less, currency of the United States; also (20) twenty pounds chewing tobacco, more or less, valued at (\$18) eighteen dollars; (2) two boxes of cigars, more or less, valued at (\$19) nineteen dollars; (23) twenty-three silver watches, more or less, valued at (\$402.55) four hundred and two dollars and fifty-five cents; (5) five cases of Bourbon whiskey, more or less, valued at (\$70) seventy dollars; (1) one basket of wine, more or less, valued at (\$26) twenty-six dollars; (1) one lady's shawl valued at (\$3.50) three dollars and fifty cents; (11) eleven negligee shirts, more or less, valued at (\$27.96) twenty-seven dollars and ninety-six cents; (1) one revolver, valued at (\$10) ten dollars; (5) five cakes of toilet soap, more or less, valued at (50 c.) fifty cents and (2) two 2½ point black blankets, more or less, valued at (\$10) ten dollars. All this at or near Fort Buford, D. T., on or about the night of the twelfth (12th) and the morning of the thirteenth (13th) day of October, 1868.

To which Charge and Specification the accused pleaded—"Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States all pay that is now due or may hereafter become due, except the just dues of the laundress, and to be indelibly marked on the left hip with the letter "T," one and one half (1½) inches long; to be dishonorably discharged the service of the United

States, and be confined in such State penitentiary as the Commanding General may direct, for the period of ten (10) years."

3d. Private JOHN NULL, Company "G," 31st Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline.

Specification—In this that he, Private John Null, Company "G," 31st U. S. Infantry, did in the night time, in company with George W. McCrea, Sergeant, and William Wallace, Private, Company "B," 31st U. S. Infantry, burglariously enter, or was accessory to the entering of, the trading store known as "Darfee & Peck," and did feloniously steal, take and carry away therefrom, or was accessory to the stealing, taking and carrying away therefrom, with the intention of appropriating to his own use, the following moneys and goods, to-wit: seventeen hundred dollars, (\$1,700), more or less, currency of the United States; also, twenty (20) pounds chewing tobacco, more or less, valued at eighteen dollars (\$18); two (2) boxes cigars, more or less, valued at nineteen dollars (\$19); twenty-three (23) silver watches, more or less, valued at four hundred and two dollars and fifty-five cents (\$402.55); five (5) casks of Bourbon whiskey, more or less, valued at seventy dollars (\$70); one (1) basket of wine, more or less, valued at twenty-six dollars (\$26); one (1) lady's shawl, valued at three dollars and fifty cents (\$3.50); eleven (11) negligee shirts, more or less, valued at twenty-seven dollars and ninety-six cents (\$27.96); one (1) revolver, valued at ten dollars (\$10); five (5) cakes of toilet soap, more or less, valued at fifty (50) cents, and two (2) 2 $\frac{1}{2}$ point black blankets, more or less, valued at ten dollars (\$10). All this at or near Fort Buford, D. T., on or about the night of the twelfth (12th), and the morning of the thirteenth (13th) day of October, 1868.

To which Charge and Specification the accused pleaded—"Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States all pay that is now due, or may hereafter become due, except the just dues of the laundress, and to be indelibly marked on the left hip with the letter "T," one and one half ($1\frac{1}{2}$) inches long; to be dishonorably discharged the service of the United States, and be confined in such State penitentiary as the Commanding General may direct, for the period of ten (10) years."

II. The proceedings and findings in the cases of Sergeant George W. McCrea, Private William Wallace, Company "B," and Private John Null, Company "G," 31st Infantry, are approved.

The sentences are confirmed and will be duly carried into execution. The Minnesota State penitentiary, at Stillwater, Minnesota, is designated as the place of confinement, to which place they will be sent under proper guard at as early a period as practicable.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lieut. Col., U. S. A.

Judge Advocate.

G. C. M.

Private John M. Cuch, Company "F," 22d Infantry.

Headquarters, Department of Dakota,

ST. PAUL, MINN., Jan 16th, 1868.

GENERAL ORDERS,) No. 8.)

I..Before a General Court Martial which convened at Fort Sully, D. T., by virtue of Special Orders No. 150, series of 1868, from these Headquarters, and of which Bvt. Lt. Col. C. C. GRAY, Surgeon U. S. A., is President, was arraigned and tried :

Private JOHN M. CUCH, Company "F," 22d Infantry.

CHARGE—"Violation of the 46th Article of War."

Specification—In this that he, John M. Cuch, Private Company "F," 22d Infantry, being a member of post guard at Fort Randall, D. T., and having been duly posted as a sentinel in front of the quartermaster store house, known as No. 2 post, did leave his post without permission from proper authority. This at Fort Randall, D. T., between the hours of three and five A. M., on the 14th day of November, 1868.

To which Charge and Specification the prisoner pleaded "Guilty."

FINDING.

Of the Charge and Specification—"Guilty."

SENTENCE.

"To forfeit to the United States his monthly pay for two months, except just dues of the laundress, and be confined for the same period

under charge of the guard, two days out of every three, solitary confinement, and the third day to walk in front of sentinel from reveille until retreat, carrying a knapsack strapped to his back weighing thirty pounds, allowing thirty minutes for meals."

II. The proceedings and findings, in the case of Private John M. Cuch, Company "F," 22d Infantry, are approved. So much of the sentence as relates to solitary confinement, is disapproved, being in excess of that prescribed by the Army Regulations.

The remainder of the sentence is approved, and will be carried into execution.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col, U. S. A.,

Judge Advocate.

G. C. M.

Hospital Steward William Wall, U. S. Army.

Headquarters Department of Dakota,

ST. PAUL, MINN., January 19, 1869.

GENERAL ORDERS, } No. 9. }

I...Before a General Court Martial which convened at Fort Buford, D. T., by virtue of Special Orders, No. 145, series of 1867, and of which Bvt. Major CHARLES J. DICKEY, Capt. 31st Infantry, is President, was arraigned and tried :

Hospital Steward WILLIAM WALL, U. S. A.
CHARGE 1st—"Drunkenness on duty."

Specification 1st—In this that he, William Wall, Hospital Steward, U. S. A., while on duty in the post hospital, did become so much under the influence of intoxicating liquor as to be unfit to properly perform the duties of his office. This at Fort Buford, D. T., on or about the 21st day of August, 1868.

Specification 2d—In this that he, William Wall, Hospital Steward, U. S. A., while on duty in the post hospital, did become so drunk as to be unable to perform the duties of his office. This at Fort Buford, D. T., on or about the 29th day of August, 1868.

CHARGE 2d—"Neglect of duty."

Specification 1st—In this that he, William Wall, Hospital Steward, U. S. A., while under the influence of intoxicating liquor, did neglect to perform the duties of his office, thereby causing manifest injury to the sick under his care. This at Fort Buford, D. T., on or about the 21st day of August, 1868.

Specification 2d—In this that he, William Wall, Hospital Steward, U. S. A., while under the influence of intoxicating liquor, did neglect to perform the duties of his office, thereby causing manifest injury to the sick under his care. This at Fort Buford, D. T., on or about the 29th day of August, 1868.

CHARGE 3d—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, William Wall, Hospital Steward U. S. A., did take from the hospital stores one quart liquor, more or less, the property of the United States, and did appropriate it to his own use. This at Fort Buford, D. T., on or about the 29th day of August, 1868.

To which Charges and Specifications the accused pleaded "Not Guilty."

FINDING.

Of the 1st and 2d Charges and their Specifications—"Guilty."
Of the 3d Charge and its Specification—"Not Guilty."

SENTENCE

To forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress, and to be dishonorably discharged the service of the United States."

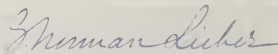
II. The proceedings, findings and sentence in the foregoing case of Hospital Steward William Wall, U. S. Army, are disapproved, the Court having been dissolved and the record not showing that the Judge Advocate was sworn in the presence of the accused. He will be released from arrest and restored to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col., U. S. A.,
Judge Advocate.

G. C. M.

1. Private George M. Bell, Company "K," 13th Infantry.
 2. Private Samuel Bosler, Company "H," 13th Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., January 20, 1869.

GENERAL ORDERS. }
No. 10. }

I. Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, series of 1868, from these Headquarters, and of which Bvt. Col. GEO. L. ANDREWS, Lt. Col. 13th Infantry, is President, were arraigned and tried :

1st. Private GEORGE M. BELL, Company "K," 13th Infantry.

CHARGE—Neglect of duty, to the prejudice of good order and military discipline.

Specification—In this that Private George M. Bell, of Company "K," 13th Infantry, being duly posted as a sentinel at the guard-house at Fort Shaw, did permit one Charles Morrissey of Company "I," 13th Infantry, a prisoner in charge of the guard, to go to the river for water without being accompanied by a sentinel. This at Fort Shaw, M. T., on the 12th day of September, 1868.

To which Charge and Specification the prisoner pleaded "Not Guilty."

FINDING.

Of the Charge and Specification—"Not Guilty."

And the Court does therefore *acquit* him.

2d. Private SAMUEL BOSLER, Company "H," 13th Infantry.

CHARGE 1st—"Disobedience of orders."

Specification—In this that he, Private Samuel Bosler, Company "H," 13th Infantry, being on fatigue duty, did quit such duty without permission, and when ordered by his 1st Sergeant, George F. Grier, to return to his party, (he, the said 1st Sergeant, George F. Grier, being at the time in the lawful execution of his office,) did fail to obey said order, and did reply: "You have nothing to do with me," or words to that effect. This at Camp Cooke, M. T., on the 30th day of May, 1868.

CHARGE 2d—"Conduct to the prejudice of good order and military discipline."

Specification 1st—In this that he, Private Samuel Bosler, Company "H," 13th Infantry, being on fatigue duty, did quit such duty without permission, and having been told by his 1st Sergeant, George F. Grier, to return to his party, (he, the said 1st Sergeant, George F. Grier, being at the time in the lawful execution of his office,) did pick up a stone and throw it at him, the said 1st Sergeant George F. Grier. This at Camp Cooke, M. T., on the 30th day of May, 1868.

Specification 2d—In this that he, Private Samuel Bosler, Company "H," 13th Infantry, after having been taken to the guard-house by his 1st Sergeant, George F. Grier, (he, the said 1st Sergeant, George F. Grier, being at the time in the lawful execution of his office,) did pick up stones and throw them at him, the said 1st Sergeant George F. Grier, using at the same time the following language: "I will fight you, you overgrown Dutch son of a bitch." This at Camp Cooke, M. T., on the 30th day of May, 1868.

To which Charges and Specifications the prisoner pleaded—"Not Guilty."

FINDING.

Of the 1st Charge and its Specification—"Guilty."

Of the 1st Specification 2d Charge—"Not Guilty."

Of the 2d Specification 2d Charge—"Guilty," except the words "*and did throw them at him, (the said Sergeant Grier,)*" and the words: "*I will fight you,*" and "*overgrown Dutch.*"

Of the 2d Charge—"Guilty."

SENTENCE.

"To be confined at hard labor, in charge of the guard, for a period of two (2) months, and to forfeit to the United States fifteen dollars (\$15.00) per month, of his monthly pay, for the same period."

II. The proceedings, findings and acquittal in the case of Private George M. Bell, Company "K," and sentence in the case of Private Samuel Bosler, Company "H," 13th Infantry, are in each case disapproved, as a long time would necessarily elapse before the Court could be reconvened, and the records failing to show that the Judge Advocate was sworn *in the presence of the accused*.

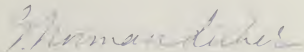
They will be released from confinement and restored to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col., U. S. A.,
Judge Advocate.



G. C. M.

First Lieutenant *Oscella A. Thompson*, 13th Infantry.

Headquarters, Department of Dakota,
St. Paul, Minn., January 30th, 1869.

GENERAL ORDERS,)
No. 11.)

I..Before a General Court Martial which convened at Fort Ellis, M. T., pursuant to Special Orders No. 133, series of 1868, from these Headquarters, and of which Bvt. Colonel GEORGE L. ANDREWS, Lieutenant Col. 13th Infantry, is President, was arraigned and tried :

1st Lieutenant *Oscella A. Thompson*, 13th Infantry, on the following Charges and Specifications :

CHARGE I.—“ Disobedience of orders. ”

Specification.—“ In this : that he, the said 1st Lieutenant *Oscella A. Thompson*, 13th Infantry, having been ordered by his commanding officer, Captain R. S. La Motte, 13th Infantry, commanding post of Fort Ellis, M. T., to have the horse equipments, then in his charge, placed in the forage room at the Stables at Fort Ellis, upon pegs to be provided there by the A. A. Quartermaster, did positively refuse to obey said order. This at Fort Ellis, M. T., on the 5th day of May, 1868.”

CHARGE II.—“ Disrespect to his commanding officer.”

Specification.—“ In this : that he, the said 1st Lieutenant *Oscella A. Thompson*, 13th Infantry, having been told by his command-

ing officer, Captain R. S. La Motte, 13th Infantry, that he desired him to have the horse equipments in his charge, placed on pegs in the forage room, in readiness for any emergency, did reply, in a highly disrespectful manner: "I am not ordnance officer of this post." "I shall not let a saddle go out of my possession, unless I get a receipt for it. I shall pack them up and invoice them to you," or words to that effect, and on his said commanding officer, Captain R. S. La Motte, 13th Infantry, telling him, the said 1st Lieutenant *Osceola A. Thompson*, 13th Infantry, that he would receive an order in writing of the same effect as the verbal one just given, did again reply in the same disrespectful manner: "I don't care how many orders of the kind you give, I shan't obey them," or words to that effect. This at Fort Ellis, M. T., on the 5th day of May, 1868."

CHARGE III.—"Conduct to the prejudice of good order and military discipline."

Specification.—"In this: that he, the said 1st Lieutenant *Osceola A. Thompson*, 13th Infantry, after having been ordered by his commanding officer, Captain R. S. La Motte, 13th Infantry, to place the horse equipments then in his charge, in the forage room, and having been informed by Sergeant Harvey Sanderson, of Company "G," 13th Infantry, that the said commanding officer had ordered him, the said Sergeant Sanderson, to stop packing the said horse equipments, as he, the said commanding officer, wished other disposition to be made of them, he, the said 1st Lieutenant *Osceola A. Thompson*, 13th Infantry, did say to the said Sergeant Sanderson: "I told you to pack them up: you will pack and nail them up as I ordered," or words to that effect. This at Fort Ellis, M. T., on the 5th day of May, 1868."

ADDITIONAL CHARGES.

CHARGE I.—"Conduct to the prejudice of good order and military discipline."

Specification 1st.—"In this: that he, 1st Lieutenant *O. A. Thompson*, 13th Infantry, did use threats to compel 1st Lieutenant John M.

Green, 13th Infantry, to prefer charges against Captain R. S. La Motte, 13th Infantry, telling the said Lieutenant John M. Green that if he (Lt. Green) did not prefer the charges, that he (Lieutenant Thompson) would prefer them, and would also prefer charges against him (Lt. Green.) This at Fort Ellis, M. T., on or about the 12th day of May, 1868."

Specification 2d.—"In this: that he, 1st Lieutenant O. A. Thompson, 13th Infantry, did, by threats, endeavor to compel 1st Lieut. John M. Green, 13th Infantry, to prefer charges against 1st Lieutenant M. O. Codding, 13th Infantry, and 2d Lieut. J. C. Chance, 13th Infantry, making use of the following language: "Green, you must prefer charges against Codding and Chance. If you don't do it, I shall, and will prefer charges against you, you can take your choice," or words to that effect. This at Fort Ellis, M. T., on or about the 7th day of June, 1868."

Specification 3d.—"In this: that he, 1st Lieutenant O. A. Thompson, 13th Infantry, did use threats to endeavor to compel 2d Lieut. J. C. Chance, 13th Infantry, to refuse an invitation to dine with the commanding officer, threatening the said Lieutenant Chance that if he accepted the invitation, he—Lieut. Thompson—should expel him—Lieut. Chance—from the quarters they were jointly occupying. This at Fort Ellis, M. T., on or about the 16th day of February, 1868."

Specification 4th.—"In this: that he, 1st Lieut. O. A. Thompson, 13th Infantry, did, in the presence of several officers of the garrison, use the following disrespectful language towards his commanding officer: "I told Captain La Motte that I wished it had been him that blowed the bugle in my quarters, so that I could have the pleasure of kicking him out," or words to that effect, thus endeavoring to lessen the authority of his commanding officer, and bring him into disrespect with the officers of his command. This at Fort Ellis, M. T., on or about the 17th day of December, 1867."

CHARGE II.—"Disrespect to his commanding officer, in violation of the 6th Article of War."

Specification.—"In this: that he, 1st Lieutenant *O. A. Thompson*, 13th Infantry, did make use of the following disrespectful language to his commanding officer, Captain *R. S. La Motte*, 13th Infantry, then commanding the post of Fort Ellis, M. T., and in the discharge of his duty: "I wish it had been you that blowed the bugle in my quarters instead of the bugler, that I might have had the pleasure of kicking you out," or words to that effect. This at Fort Ellis, M. T., on or about the 17th day of December, 1867."

To which Charges and Specifications the accused, 1st Lieutenant *O. A. Thompson*, 13th Infantry, pleaded as follows:

CHARGE I.

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

CHARGE II.

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

CHARGE III.

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FIRST ADDITIONAL CHARGE.

To the 1st *Specification*, "Not Guilty."

To the 2d *Specification*, "Not Guilty."

To the 3d *Specification*, "Not Guilty."

To the 4th *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

SECOND ADDITIONAL CHARGE.

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

CHARGE I.

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

CHARGE II.

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

CHARGE III.

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

FIRST ADDITIONAL CHARGE.

Of the 1st *Specification*, "Guilty," but attach no criminality thereto.

Of the 2d *Specification*, "Guilty," except the words: "*Against 1st Lieutenant M. O. Coddington, 13th Infantry and,*" "*Coddington and,*" and "*You can take your choice,*" and of these words, "Not Guilty." and the Court attach no criminality thereto.

Of the 3d *Specification*, "Guilty," substituting for the words: "*threats to endeavor,*" the word, "*language:*" for the word: "*compel,*" the word "*induce,*" and striking out the words: "*Threatening the said Lieut. Chance that if he accepted the invitation he—Lieut. Thompson—should expel him (Lt. Chance) from the quarters they were jointly occupying,*" and of these words "Not Guilty," and the Court attach no criminality thereto.

Of the 4th *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

SECOND ADDITIONAL CHARGE.

Of the *Specification*, "Guilty," except the word: "*disrespectful,*" and in lieu of the words: "*I wish it had been you that blew the bugle in my quarters instead of the bugler, that I might have had the pleasure of kicking you out,*" substituting the words: "*I wish it had been the man (or person) who ordered the bugle blown in my quarters instead of the bugler, that I might have had the pleasure of kicking him out.*"

Of the CHARGE, "Not Guilty," but "Guilty" of "conduct to the prejudice of good order and military discipline."

SENTENCE.

And the Court does therefore sentence him, First Lieutenant Os-

ceola A. Thompson, 13th Infantry, "To forfeit to the United States his pay proper for two months, and to be reprimanded in General Orders by the Commanding General of the Department."

II. The proceedings in the foregoing case of 1st Lieutenant *Oseola A. Thompson, 13th Infantry*, are approved. The findings of the Court on the first, second and third charges and their specifications, are disapproved. The findings upon the first additional charge and its specifications, are disapproved. If the acts of which the Court has found the accused guilty, are not offences against military law, military law is a mere farce. The findings upon the second additional charge and its specification, are approved. That portion of the sentence which directs that *Lieutenant Thompson* shall be reprimanded in General Orders by the Commanding General of the Department, is disapproved; such a punishment bears no proportion to the offence committed. The remainder of the sentence is approved and will be carried into execution.

By Command of Bvt. Maj Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

J. Norman Lieber

Major and Bvt. Lt. Col. U. S. A.

Judge Advocate.





G. C. M.

Private Johnson Henderson, Company "F," 13th Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., Feb. 14, 1869.

GENERAL ORDERS, () No. 12. ()

I. Before a General Court Martial which convened at Fort Ellis, M. T., by virtue of Special Orders No. 133, series of 1868, from these headquarters, and of which Bvt. Col. GEORGE L. ANDREWS, Lt. Col. 13th Infantry, is President, was arraigned and tried:

Private Johnson Henderson, Company "F," 13th Infantry.

CHARGE 1st—"Absence without leave."

Specification--In this that he, the said Private Johnson Henderson, Company "F," 13th Infantry, after having been granted a pass from Guard Mount until Retreat on the 15th day of November, 1868, did remain absent without leave from proper authority until apprehended by his Company Commander, Captain J. L. Horr, 13th Infantry, Bvt. Major U. S. A., in the town of Bozeman, M. T., at about 12 o'clock M., the 16th inst. This at Fort Ellis, M. T., on or about the 15th day of November, 1868.

CHARGE 2d—"Disobedience of Orders."

Specification--In this that he, the said Private Johnson Henderson, Company "F," 13th Infantry, he being absent at the time in the town of Bozeman, M. T., was ordered by his Company Commander, Captain J. L. Horr, 13th Infantry, Bvt. Major U.

S. A., to report to his Company, and did fail to obey said order. This at the town of Bozeman, M. T., on or about the 15th day of November, 1868.

CHARGE 3d—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, the said Private Johnson Henderson, Company "F," 13th Infantry, did, while in the town of Bozeman, M. T., get drunk, and otherwise behave in a boisterous and unsoldierly manner. This at the brewery in the town of Bozeman, M. T., on or about the 15th day of November, 1868.

To which Charges and Specifications the prisoner pleaded "Guilty."

FINDING.

Of the Charges and their Specifications—"Guilty."

SENTENCE.

"To forfeit to the United States ten dollars per month of his monthly pay, for two months, and to be confined at hard labor, under charge of the guard, for the same period."

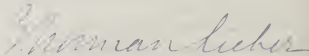
II. The proceedings and findings in the foregoing case of Private Johnson Henderson, Company "F," 13th Infantry, are approved. The sentence is confirmed, and will be carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lieut. Col., U. S. A.

Judge Advocate.

G. C. M.

1. Private John Sweeney, Company "K," 13th Infantry.
 2. Private Isaac Shaw, Company "I," 13th Infantry.
 3. Private Jeremiah Murphy, Company "K," 13th Infantry.
-

Headquarters Department of Dakota,

ST. PAUL, MINN., February 5, 1869.

GENERAL ORDERS,) No. 13.)

I., Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, series of 1868, from these Headquarters, and of which Bvt. Col. GEO. L. ANDREWS, Lt. Col. 13th Infantry, is President, were arraigned and tried :

1st. Private JOHN SWEENEY, Company "K," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification.—In this that he, Private John Sweeney, Company "K," 13th Infantry, did while in a state of intoxication, behave in a boisterous and disorderly manner in his company quarters, flourishing a revolving pistol and a carbine, and threatening to shoot Private Dan. McSweeney, Company "K," 13th Infantry, and when ordered by Sergeant Lewis Falke, Company "K," 13th Infantry, to go to bed and keep quiet, did refuse to obey said order, and did continue to behave in a very boisterous manner until placed in confinement. All this

at Fort Shaw, M. T., on or about the night of the 3d of December, 1868.

To which Charge and Specification the prisoner pleaded as follows:

To the Specification "Guilty," except the words: "*flourishing a revolving pistol and a carbine, and threatening to shoot Private D. McSweeney, Company "K," 13th Infantry.*"

To the Charge—"Guilty."

FINDING.

Of the Specification, "Guilty," except the word "*carbine*," and the words "*and a*," before it.

Of the Charge—"Guilty."

SENTENCE.

"To be confined at hard labor, in charge of the guard, for a period of five (5) months, and to forfeit to the United States his monthly pay for each month of the same period."

2nd.—Private ISAAC SHAW, Company "I," 13th Infantry.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

Specification 1st.—In this that he, Private Isaac Shaw, Company "I," 13th Infantry, while on patrol duty guarding the mail route from Fort Shaw, M. T., to Helena, M. T., and having been posted as a sentinel, did leave his post before being regularly relieved. This at or near Bird Tail Mail Station, M. T., on or about the 5th day of March, 1868.

Specification 2d.—In this that he, Private Isaac Shaw, Company "I," 13th Infantry, did steal, take and appropriate to his own use the following articles of ordnance stores, the property of the United States, and for which 1st Lieutenant J. S. Stafford, 13th Infantry, Commanding Company "I," was responsible, viz: one (1) breech-loading Springfield rifled musket, (\$15.42); one (1) cartridge box, (\$1.15); one (1) waist belt, (36 cts.); one (1) waist belt plate, (66 cts.) All this at or near the Bird Tail Station, M. T., on or about the 5th day of March, 1868.

Specification 3d—In this that he, Private Isaac Shaw, Company "I," 13th Infantry, did take, steal and appropriate to his own use the following articles of ordnance stores, the property of the United States, and for which 1st Lieutenant J. S. Stafford, 13th Infantry, commanding the mounted detachment at Fort Shaw, M. T., was responsible, viz: One (1) saddle complete, (\$25.00); one saddle blanket, (\$3.00), and one (1) curb bridle, (\$4.46) All this at or near Bird Tail Mail Station, on or about the 5th day of March, 1868.

Specification 4th—In this that he, Private Isaac Shaw, Company "I," 13th Infantry, did steal, take and appropriate to his own use, the following articles of Quartermaster's stores, the property of the United States, and for which 1st Lieutenant J. S. Stafford, 13th Infantry, commanding the mounted detachment at Fort Shaw, M. T., was responsible, viz: One (1) horse, (\$120.00). This at or near the Bird Tail Mail Station, on or about the 5th day of March, 1868.

Specification 5th—In this that he, Private Isaac Shaw, Company "I," 13th Infantry, did steal, take and appropriate to his own use two (2) saddle blankets, (\$6.00) the property of the United States, for which 1st Lieutenant J. S. Stafford, 13th Infantry, commanding the mounted detachment at Fort Shaw, M. T., was responsible, and which articles were issued to the enlisted men of the detachment. This at or near the Bird Tail Mail Station, on or about the 5th day of March, 1868.

Specification 6th—In this that he, Private Isaac Shaw, Company "I," 13th Infantry, did steal, take and appropriate to his own use, one (1) silver watch, valued at \$18.00, the property of James Fitzpatrick, Company "A," 13th Infantry. This at or near the Bird Tail Mail Station, on or about the 5th day of March, 1868.

CHARGE 2d—"Desertion."

Specification—In this that he, Private Isaac Shaw, Company "I," 13th Infantry, a duly enlisted soldier in the service of the United States, did desert the same on or about the 5th day of March, 1868, while on patrol duty guarding the mail route be-

tween Fort Shaw, M. T., and Helena, M. T., and did remain absent until apprehended at Helena, M. T., on or about the 7th day of December, 1868. Thirty dollars (\$30) reward paid for his apprehension.

To which Charges and Specifications the prisoner pleaded as follows :

To the 1st Specification 1st Charge—"Not Guilty."

To the 2d Specification 1st Charge—"Guilty."

To the 3d Specification 1st Charge—"Guilty," except the words :

"(1) *one saddle blanket* (\$3.00)."

To the 4th Specification 1st Charge—"Guilty."

To the 5th Specification 1st Charge—"Not Guilty."

To the 6th Specification 1st Charge—"Guilty."

To the 1st Charge—"Guilty."

To the Specification 2d Charge—"Guilty."

To the 2d Charge—"Guilty."

FINDING.

Of the 1st Specification 1st Charge—"Guilty."

Of the 2d Specification 1st Charge—"Guilty."

Of the 3d Specification 1st Charge—"Guilty," except the words :

"*one* (1) *saddle blanket* (\$3.00)."

Of the 4th Specification 1st Charge—"Guilty."

Of the 5th Specification 1st Charge—"Guilty," except the words :

"(2) *two saddle blankets*, (\$6.00)," and "*two*" and "*men*," substituting therefor the words : "*one* (1) *saddle blanket* (\$3.00)" "*a*" and "*man*."

Of the 6th Specification 1st Charge—"Guilty."

Of the 1st Charge—"Guilty."

Of the Specification 2d Charge—"Guilty."

Of the 2d Charge—"Guilty."

SENTENCE.

"*To forfeit all pay and allowances that are now due or that may become due ; to be confined at hard labor for the period of fourteen (14) years, in such penitentiary as the Commanding General may designate, and immediately upon the promulgation of this sentence to be indelibly marked with letter "D," one and one half inches in length upon the left hip ; to have his head shaved, and to be drummed out of ser-*

vice before the troops of the garrison, wearing a placard on his breast with the word "THIEF" inscribed thereon, and another on his back with the word "DESERTER" inscribed thereon."

3d. Private JEREMIAH MURPHY, Company "K," 13th Infantry.

CHARGE—"Violation of the 45th Article of War."

Specification—In this that he, Private Jeremiah Murphy, Company "K," 13th Infantry, being a member of the Post guard and duly posted as a sentinel in charge of the corral, did become drunk and unfit to perform his duties properly. All this at Fort Shaw, M. T., on the night of the 24th of December, 1868.

To which Charge and Specification the prisoner pleaded as follows :

To the Specification—"Not Guilty."

To the Charge—"Not Guilty."

FINDING

Of the Specification—"Guilty."

Of the Charge—"Guilty."

SENTENCE.

"To be confined at hard labor, in charge of the guard, for a period of (6) six months."

11. The proceedings and findings in the foregoing cases of Privates John Sweeney and Jeremiah Murphy, Company "K," 13th Infantry, are approved. The sentences are confirmed, and will be carried into execution at the post where their Company may be serving.

2. The proceedings, findings and sentence in the foregoing case of Private Isaac Shaw, Company "I," 13th Infantry, are approved. The sentence of confinement in a penitentiary for fourteen years, is mitigated to the period of ten years. As thus modified the sentence will be duly carried into execution. The Minnesota State Penitentiary at Stillwater, Minn., is designated as the place of confinement,

to which place the prisoner will be sent under a suitable guard, at as early a period as practicable.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.





G. C. M.

Private *Patrick Collins*, Company E, 22d Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., February 26th, 1869.

GENERAL ORDERS, }
No. 11. }

I...Before a General Court Martial which convened at Fort Sully, D. T., by virtue of Special Orders, No. 150, series of 1868, from these Headquarters, and of which Bvt. Lt. Col. C. C. GRAY, Surgeon U. S. Army, is President, was arraigned and tried :

Private *Patrick Collins*, Company E, 22d Infantry.

CHARGE I.—“ Violation of the 45th Article of War.”

Specification.—“ In this : that he, *Patrick Collins*, Private Company “E,” 22d U. S. Infantry, a member of the guard, duly mounted, did become so intoxicated as to be unable to perform his duties as such. All this at Fort Sully, D. T., on or about the 9th day of January, 1869.

CHARGE II.—“ Conduct prejudicial to good order and military discipline.”

Specification.—“ In this : that he, *Patrick Collins*, Private Company

"E," 22d Infantry, a member of the guard, duly mounted, did, upon being arrested and ordered in confinement by Bvt. Capt. J. M. Chickering, 1st Lieutenant 22d Infantry, officer of the day, use foul and profane language toward the said officer of the day, to wit: "That it was damned hard to put a man in confinement for nothing," or words to that effect, and upon being ordered by the said officer of the day to keep silent, did remark: "I'll (or can) knock the — out of you," or words to that effect. All this at Fort Sully, D. T., on or about the 9th day of January, 1869.

To which Charges and Specifications the prisoner pleaded as follows:

CHARGE I.

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

CHARGE II.

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

CHARGE I.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

CHARGE II.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States (\$15) fifteen dollars of his monthly pay for three months, and be confined in charge of the guard for sixty days."

II..The proceedings and findings in the foregoing case of Private Patrick Collins, Company "E," 22d Infantry, are approved.

The sentence is confirmed and will be carried into execution at the post where his company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.



G. C. M.

1. Private *John Arndt*, Company "A," 13th Infantry.
 2. Private *William Deleay*, Company "K," 13th Infantry.
 3. Private *Timothy Quill*, Company "I," 13th Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., March 1st, 1869.

GENERAL ORDERS,)
No. 15)

I. Before a General Court Martial, which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, Extract III, series of 1868, from these Headquarters, and of which Bvt. Col. GEORGE L. ANDREWS, Lt. Col. 13th Infantry, is President, were arraigned and tried:

1st Private *John Arndt*, Company "A," 13th Infantry.

CHARGE.—"Desertion"

Specification.—In this: that he, Private *John Arndt*, Company "A," 13th Infantry, being a duly enlisted soldier in the service of the United States, did desert the same at Helena, M. T., on the 17th of August, 1868, and did remain absent until apprehended by a patrol at or near the ranch called "The Springs," about six miles from Fort Shaw, M. T., on the 22d day of September, 1868.

To which Charge and Specification the prisoner pleaded as follows:

To the *Specification*, "Guilty," except the words: "*did desert the same.*"

To the CHARGE, "Not Guilty."

FINDING.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"*To forfeit all pay and allowances that are now due or that may become due, and in order to prevent his enlisting into the service of the United States at some future time, to be, immediately upon the promulgation of this sentence, indelibly marked with the letter "D," one and one half inches in length, upon the left hip, and ten days after the promulgation of this sentence, to have the hair shaved from off one half of his head, and to be drummed out of the service, and then to be confined for a period of three years at hard labor, in such place or military prison as the Commanding General may direct.*"

2d. Private *William Dealey*, Company "K," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1st.—In this: that he, Private *William Dealey*, of Company "K," 13th Infantry, after he had, on or about the 2d day of January, 1869, stated under oath and made affidavit that a certain man residing at the crossing of Sun river, about five miles from Fort Shaw, M. T., had furnished him and several other enlisted men with whiskey or other intoxicating liquor, did point out and identify John Castnor as the person who had so offended, in violation of the statute laws of the United States and the Territory of Montana, thereby causing the arrest and confinement of the said John Castnor. All this at or near Fort Shaw, M. T., on or about the 3d day of January, 1869.

Specification 2d—In this, that he, Private *William Dealey* of Company "K," 13th Infantry, did on or about the 4th of January, 1869, inform and declare to Bvt. Major J. T. McGinniss, 1st

Lieutenant 13th Infantry, the commanding officer at Fort Shaw, M. T., that the said John Castnor was *not* the man who had furnished him and other enlisted men with whiskey on the 2d of January, 1869, thereby causing the said commanding officer at Fort Shaw—for want of proof—to release and discharge the said John Castnor from confinement, and by this—his conduct in the matter—making it very evident that he had willingly and knowingly lied to his commanding officer, the said Bvt. Major McGinniss, U. S. A., either when ~~he~~ stated, on the 3d day of January that John Castnor *was* the man, or on the 4th of January when he declared that he *was not* the man who had sold or given liquor to soldiers. All this at or near Fort Shaw, M. T.

To which Charge and Specifications the prisoner pleaded as follows:

To the 1st *Specification*, "Not Guilty."

To the 2d *Specification*, "Guilty," except the words, "*thereby causing the said commanding officer at Fort Shaw—for want of proof—to release and discharge the said John Castnor from confinement, and by this—his conduct in the matter—making it evident that he had willingly and knowingly lied to his commanding officer, Bvt. Major McGinniss, U. S. A., either when he stated on the 3d day of January, that John Castnor "was" the man, or on the 4th of January when he declared that he "was not" the man who had sold or given liquor to soldiers.* Of these words "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING

Of the 1st *Specification*, "Guilty."

Of the 2d *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are now due, or that may become due, and immediately upon the promulgation of

this sentence, to be drummed out of the service, and then to be confined at hard labor for the period of five (5) years, at such penitentiary or military prison as the Department Commander may direct."

3d. Private *Timothy Quill*, Company "I," 13th Infantry.

CHARGE.—"Desertion."

Specification.—In this: that he, Private *Timothy Quill*, Company "I," 13th Infantry, having been duly enlisted in the service of the United States, did desert the same on or about the 12th day of November, 1868, at or near Fort Shaw, M. T., and did remain absent until apprehended at Helena, M. T., on or about the 17th day of November, 1868. Thirty dollars (\$30.) paid for his apprehension.

To which Charge and Specification the prisoner pleaded as follows:

To the *Specification*, "Guilty," except the word, "*desert*"

To the CHARGE, "Not Guilty," but guilty of "absence without leave."

FINDING.

Of the *Specification*, "Guilty," except the word "*desert*," substituting therefor the words "*absent himself from*."

Of the CHARGE, "Not Guilty," but guilty of "absence without leave."

SENTENCE.

To be confined at hard labor in charge of the guard, for a period of three (3) months, and to forfeit to the United States fifteen dollars (\$15) of his monthly pay for each month of the same period."

II..The proceedings and findings in the foregoing case of Private *John Arndt*, Company "A," 13th Infantry, are approved. So much of the sentence as prescribes that the prisoner be indelibly marked with the letter "D" on the left hip, is disapproved. The remainder of the sentence is approved, and will be carried into execution. Fort Snelling, Minn., is designated as the place of confinement, to

which place he will be sent under a suitable guard at as early a period as practicable.

2. The proceedings, findings and sentence in the foregoing case of Private *William Deasy*, Company "K," 13th Infantry, are disapproved. The specifications in this case are fatally defective. Neither, by itself, is sufficient to show that an offence was committed, and they cannot be taken together to make a substantial accusation. He will be released from confinement and returned to duty.

3. The proceedings and findings in the foregoing case of Private *Timothy Quill*, Company "I," 13th Infantry, are approved. The sentence is confirmed, and will be carried into execution at the post where his company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

J. Roman-Lieber

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.



G. C. M.

Private *James Sullivan*, Company "E," 31st Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., March 2d, 1869.

GENERAL ORDERS. }

No. 16. }

I. Before a General Court Martial which convened at Fort Buford, D. T., by virtue of Special Orders, No. 145, series of 1867, from these Headquarters, and of which Bvt. Major FRANCIS CLARKE, Captain 31st Infantry, is President, was arraigned and tried :

Private *James Sullivan*, Company "E," 31st Infantry.

CHARGE.—"Desertion."

Specification —In this : that he, the said Private *James Sullivan*, Company "E," 31st Infantry, after being duly detailed to sleep at the saw-mill, on or about the night of the thirtieth (30th) day of May, 1867, did desert the said post, and the service of the United States, and remained absent until apprehended on or about the 31st day of May, 1867. This at or near Fort Rice, D. T., on or about the night of the thirtieth of May, 1867.

To which Charge and Specification the accused pleaded as follows :

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

Of the *Specification*, "GUILTY."

Of the *CHARGE*, "GUILTY."

SENTENCE.

"To forfeit all pay and allowances now due or that may become due him except the just dues of the laundress, up to July 1st, 1868; to be confined at hard labor, in charge of the guard, for a period of six months, with a ball and chain weighing twenty (20) pounds attached to his left leg."

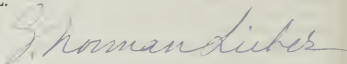
II..The proceedings and findings in the foregoing case of Private *James Sullivan*, Company "E," 31st Infantry, are approved. The sentence is confirmed and will be carried into execution at the post where his company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Corporal *Richard C. Rose*, Company "B," 22d Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., March 3d, 1869.

GENERAL ORDERS. } No. 17. }

I. Before a General Court Martial which convened at Fort Rice, D. T., by virtue of Special Field Orders No. 2, series of 1868, from these Headquarters, and of which Bvt. Col. E. S. Otis, Lt. Col. 22d Infantry, is President, was arraigned and tried :

Corporal *Richard C. Rose*, Company "B," 22d Infantry.

CHARGE.—"Violation of the 45th Article of War."

Specification.—In this : that he, Corporal *Richard C. Rose*, Company "B," 22d Infantry, having been regularly detailed and marched on as Corporal of the Guard, did become so much under the influence of intoxicating liquor, as to entirely unfit him for his duties. All this at or near Fort Rice, D. T., on or about December 10th, 1868.

To which Charge and Specification the accused pleaded as follows :

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"To be reduced to the ranks, and to be confined at hard labor, under charge of a guard, for the period of one (1) month."

II..The proceedings and findings in the foregoing case of Corporal *Richard C. Rose*, Company "B," 22d Infantry, are approved. The sentence is confirmed, and will be carried into execution at the post where his company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Private *William Durkin*, Company "B," 10th Infantry.

Headquarters, Department of Dakota,
St. Paul, Minn., March 10th, 1869.

GENERAL ORDERS. } No. 18. }

I..Before a General Court Martial which convened at Fort Snelling, Minn., by virtue of Special Orders No. 25, current series, from these Headquarters, and of which Surgeon C. T. ALEXANDER, Bvt. Lt. Col. U. S. A., is President, was arraigned and tried :

Private *William Durkin*, Company "B," 10th Infantry.

CHARGE.—"Desertion."

Specification.—In this : that he, Private *William Durkin*, of Company "B," 10th U. S. Infantry, being a duly enlisted soldier in the service of the United States, did desert the said service on or about the 27th day of September, 1866, and did remain absent therefrom until he surrendered himself to the Commanding officer of his Company, on or about the 9th day of February, 1869. This at Fort Snelling, Minn., on or about the date above specified.

To which Charge and Specification the prisoner pleaded "Guilty."

FINDING.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"To lose all pay and allowances that may now be due him ; to be confined at hard labor under charge of the guard, for the period of twelve (12) months ; to forfeit to the United States all pay and allowances, except the just dues of the laundress during this period of confinement, at the expiration of which time to make good the time lost by desertion, and to be dishonorably discharged the service of the United States.

II..The proceedings and findings in the foregoing case of Private *William Durkin*, Company "B," 10th Infantry, are approved. The sentence is confirmed and will be carried into execution at the post where his Company may be serving

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Private *John Beckest*, Company "I," 31st Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., March 11th, 1869.

GENERAL ORDERS, } No. 19. }

I. Before a General Court Martial which convened at Fort Sully, D. T., by virtue of Special Orders No. 159, series of 1868, from these Headquarters, and of which Bvt. Lt. Col. C. C. GRAY, Surgeon U. S. Army, is President, was arraigned and tried:

Private *John Beckest*, Company "I," 31st Infantry.

CHARGE.—"Desertion."

Specification—In this: that he, Private *John Beckest*, Company "I," 31st U. S. Infantry, having been duly enlisted into the service of the United States, did desert the same on or about the 21st of June, 1867, at or near Fort Berthold, D. T., (now Fort Stevenson),

To which Charge and Specification the prisoner pleaded "Guilty."

FINDING

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"To make good the time lost, and to be confined at hard labor under

charge of the guard, carrying a knapsack strapped to his back weighing forty (40) pounds, every alternate day, from Reveille until Tattoo, for three (3) months."

II. The proceedings and findings in the foregoing case of Private *John Beckest*, Company "I," 31st Infantry, are approved. The sentence is confirmed and will be carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

J. Norman Lieber

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

1. Second Lieutenant *Charles E. Bottsford*, 10th U. S. Infantry.
 2. Private *Christopher Sloan*, Company "F," 31st U. S. Infantry.
-

Headquarters, Department of Dakota,
St. Paul, Minn., March 13th, 1869.

GENERAL ORDERS. } No. 20. }

I..Before a General Court Martial which convened at Fort Abercrombie, D. T., by virtue of Special Orders No. 11, current series, from these Headquarters, and of which Lieut. Col. W. H. SIDELL, 10th Infantry, Bvt. Brig. Gen'l U. S. A., is President, were arraigned and tried :

1st. Second Lieutenant *Charles E. Bottsford*, 10th U. S. Infantry.

CHARGE.—"Conduct unbecoming an officer and a gentleman."

Specification I.—in this : that he, Second Lieutenant *Charles E. Bottsford*, Tenth Infantry, did, while Acting Commissary of Subsistence at Fort Wadsworth, Dakota Territory, report verbally to Brevet Major Jesse A. P. Hampson, Captain 10th Infantry, commanding officer at Fort Wadsworth, Dakota Territory, that ten barrels of pork had been stolen from the block-house some time during the night of the seventh and eighth of December, 1868, which report was knowingly and willfully false, and intended to deceive said commanding officer. This at Fort Wadsworth, Dakota Territory, on the eighth day of December, 1868.

Specification II.—In this: that he, Second Lieutenant *Charles E. Bottsford*, Tenth Infantry, did, while Acting Commissary of Subsistence at Fort Wadsworth, Dakota Territory, report in an official communication in words and figures as follows, to wit:

“OFFICE OF THE A. C. S.)
Fort Wadsworth, D. T., Dec. 8, 1868. }

1st Lieutenant JOHN D. GEOGHEGAN, 10th Infantry,
Post Adjutant, Fort Wadsworth, D. T.

Lieutenant:

I have the honor to request that a Board of Survey be convened as soon as practicable, for the purpose of reporting upon the cause and responsibility for the deficiency of ten (10) barrels of pork, which has been taken from the store-house during the past night.

Very respectfully your obedient servant,

CHARLES E. BOTTSFORD,

2d Lieutenant, 10th Infantry.”

that ten barrels of pork had been taken from the store-house during the night of the seventh and eighth of December, 1868, which report was knowingly and willfully false, and intended to deceive the commanding officer of Fort Wadsworth, Dakota Territory. This at Fort Wadsworth, Dakota Territory, on the eighth day of December, 1868.

Specification III.—In this: that he, Second Lieutenant *Charles E. Bottsford*, Tenth Infantry, while Acting Commissary of Subsistence at Fort Wadsworth, Dakota Territory, did state to the Board of Survey, convened by Special Order No. 179, paragraph I, dated Headquarters, Fort Wadsworth, D. T., Dec. 8, 1868: “that there were stored in the block-house, on the sixth of December, 1868, one hundred and ten barrels of pork,” which statement was knowingly and willfully false, and intended to deceive the Board of Survey. This at Fort Wadsworth, D. T., on the eighth day of December, 1868.

Specification IV.—In this: that he, Second Lieutenant *Charles E. Bottsford*, Tenth Infantry, while Acting Commissary of Subsistence at Fort Wadsworth, Dakota Territory, did make the following statement in answer to questions asked him by the Board of Survey, convened by Special Order No. 179, para-

graph I, dated Headquarters, Fort Wadsworth, D. T., December 8th, 1868, to wit: In answer to the question: "Did you at any time during the month, count the number of barrels of pork stored in the block-house, and if so, how many barrels did you find?" did reply: "Yes, I counted the pork stored in the block-house on the fifth of December, 1868, and found it to contain one hundred and ten barrels." In answer to the question: "Did you, on the eighth instant, count the number of barrels remaining in the block-house?" did reply, "They were counted under my immediate supervision by the Acting Commissary Sergeant and he reported that there was eighty-nine barrels of pork remaining." In answer to the question: "Did you receive from Bvt. Captain Jewett, two hundred and twenty-nine barrels, one hundred and sixty-one and three quarter pounds of pork?" did reply, "Yes, I did," which statements and answers were knowingly and willfully false and intended to deceive the Board of Survey, and prevent them from ascertaining the true facts in the case they were ordered to investigate. This at Fort Wadsworth, Dakota Territory, on the eighth day of December, 1868

Specification V.—In this: that he, Second Lieutenant *Charles E. Bottsford*, Tenth Infantry, while Acting Commissary of Subsistence at Fort Wadsworth, Dakota Territory, did, in an official communication in words and figures as follows, to wit:

OFFICE OF THE A. C. S.)

Fort Wadsworth, D. T., December 9, 1868. }

TO THE POST ADJUTANT,

Fort Wadsworth, D. T.

SIR:

I have the honor to request that the proceedings of the Board of Survey, convened to report upon the cause and responsibility for a deficiency of ten (10) barrels of pork, reported to have been taken from the block-house on the 8th inst., be withdrawn, as I have since found no deficiency to exist, said deficiency having been erroneously reported to exist by the Act'g Com'y Sergeant.

Very respectfully, your obedient servant

CHAS. E. BOTTSFORD,

2d Lieut. 10th Infantry, A. C. S.

state that the deficiency of ten barrels of pork had been erroneously reported to exist by the Acting Commissary Sergeant, which statement was knowingly and willfully false, and intended to deceive the Board of Survey, no such report having been made by the Acting Commissary Sergeant, but on the contrary, he, the acting Commissary Sergeant, had reported that the pork was all right, that none had been stolen. This at Fort Wadsworth, Dakota Territory, on the ninth day of December, 1868.

To which Charge and Specification the accused pleaded as follows :

To the 1st *Specification*, "Guilty," excepting the words, "which report was knowingly and willfully false, and intended to deceive said Commanding officer."

To the 2d *Specification*, "Guilty," excepting the words, "which report was knowingly and willfully false, and intended to deceive the Commanding officer of Fort Wadsworth, Dakota Territory."

To the 3d *Specification*, "Guilty," excepting the words, "which statement was knowingly and willfully false, and intended to deceive the Board of Survey."

To the 4th *Specification*, "Guilty," excepting the words, "which statements and answers were knowingly and willfully false, and intended to deceive the Board of Survey, and prevent them from ascertaining the true facts in the case they were ordered to investigate."

To the 5th *Specification*, "Guilty," excepting the words, "which statement was knowingly and willfully false, and intended to deceive the Board of Survey—no such report having been made by the Acting Commissary Sergeant, but on the contrary, he, the Acting Commissary Sergeant, had reported that the pork was all right—that none had been stolen."

To the CHARGE, "Not Guilty."

FINDING.

Of the 1st *Specification*, "Guilty," excepting the words, "*which report was knowingly and willfully false, and intended to deceive said Commanding officer,*" and attach no criminality thereto, and of the excepted words, "Not Guilty."

Of the 2d Specification, "Guilty," excepting the words, "*which report was knowingly and willfully false, and intended to deceive the Commanding officer of Fort Wadsworth, Dakota Territory,*" and attach no criminality thereto, and of the excepted words, "Not Guilty."

Of the 3d Specification, "Guilty," excepting the words, "*which statement was knowingly and willfully false, and intended to deceive the Board of Survey,*" and attach no criminality thereto; and of the excepted words, "Not Guilty."

Of the 4th Specification, "Guilty," excepting the words, "*which statements and answers were knowingly and willfully false, and intended to deceive the Board of Survey and prevent them from ascertaining the true facts in the case they were ordered to investigate,*" and attach no criminality thereto, and of the excepted words, "Not Guilty."

Of the 5th Specification, "Guilty," excepting the words, "*which statement was knowingly and willfully false, and intended to deceive the Board of Survey—no such report having been made by the Acting Commissary Sergeant, but on the contrary, he, the Acting Commissary Sergeant, had reported that the pork was all right—that none had been stolen,*" and attach no criminality thereto, and of the excepted words, "Not Guilty."

Of the CHARGE, "Not Guilty."

And the Court does therefore *acquit* him.

2d. Private Christopher Sloan, Company "F," 31st Infantry.

CHARGE, "Desertion."

Specification.—In this, that he: Private Christopher Sloan, of Company "F," 31st Infantry, U. S. Army, being a regularly enlisted soldier in the service of the United States, did desert said service at Fort Stevenson, Dakota Territory, on or about the 25th day of June, 1868, and did remain absent without authority until he delivered himself up to the Commanding officer at Fort Abercrombie, D. T., on the 20th day of September, 1868.

To which Charge and Specification he, the accused, pleaded "Not Guilty."

FINDING.

Of the Charge and Specification, "Guilty."

SENTENCE.

"To be indelibly marked on his left hip with the letter "D," one and a half inches long, and to have one half of his head shaved from front to rear—this to be done within forty-eight hours after this sentence is promulgated: to be dishonorably discharged and "bugled" out of the United States service, with a loss of all pay and allowances that are now due, and that may become due him, then to be confined at hard labor at such prison as the reviewing officer may designate, for the period of three years.

II. The proceedings, findings, and acquittal of the General Court Martial in the foregoing case of 2d Lieut. *Charles E. Bottsford*, 10th U. S. Infantry, are approved. *Lieutenant Bottsford* will be released from arrest and returned to duty.

2. The proceedings and findings in the foregoing case of Private *Christopher Sloan*, Company "F," 31st Infantry, are approved. So much of the sentence as prescribes marking the prisoner on the left hip with the letter "D," and shaving one half of his head from front to rear, is disapproved. The remainder of the sentence is approved and will be carried into execution. Fort Snelling, Minn., is designated as the place of confinement, to which place he will be sent at as early a period as practicable, under proper guard.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

*Major and Bvt. Lt. Col. U. S. A.,
Judge Advocate.*





G. C. M.

Private *William Clear*, Company "H," 22d Infantry.

Headquarters, Department of Dakota,
St. Paul, Minn., March 15th, 1869.

GENERAL ORDERS, { No. 21. }

I. . Before a General Court Martial which convened at Fort Sully, D. T., by virtue of Special Orders, No. 150, series of 1868, from these Headquarters, and of which Bvt. Lieut. Col. C. C. GRAY, Surgeon U. S. Army, is President, was arraigned and tried :

Private *William Clear*, Company "H," 22d Infantry.

CHARGE.—"Violation of the 45th Article of War."

Specification.—In this, that he : Private *William Clear*, Company "H," 22d U. S. Infantry, did, while a member of the Guard, become so drunk as to be unable to perform his duty. This at Fort Sully, D. T., on or about the 8th day of February, 1869.

To which Charge and Specification the prisoner pleaded, "Not Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To be confined under charge of the guard for the period of sixty (60) days ; to carry every fourth (4th) day, a knapsack strapped to

his back weighing (30) thirty pounds, from " Reveille" until " Retreat," allowing thirty (30) minutes for each meal."

II. . The proceedings and findings in the foregoing case of Private *William Clear*, Company "H," 22d Infantry, are approved. The sentence is confirmed and will be carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A ,
Judge Advocate.

Headquarters, Department of Dakota,

St. Paul, Minn., March 16, 1869.

GENERAL ORDERS, } No. 22. }

First Lieut. E. H. Totten, 34th U. S. Infantry, Acting Signal Officer, having reported at these Headquarters for duty, in accordance with Special Orders No. 40, paragraph 5, of February 17, 1869, from the Headquarters of the Army, A. G. O., is announced as the *Acting Signal Officer* of this Department.

Such facilities and assistance as may be required by him in carrying out the instructions he may receive from time to time, will be furnished, on his requisition, by all Post Commanders in the Department of Dakota.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

A large, flowing handwritten signature in dark ink, likely belonging to O. D. Greene, the Assistant Adjutant General mentioned in the text.

Assistant Adjutant General

THE HISTORY OF THE CITY OF BOSTON

FROM THE FIRST SETTLEMENT TO THE PRESENT TIME

BY NATHANIEL BENTLEY

VOLUME I

BOSTON: PUBLISHED BY J. B. BENTLEY, 1856

NEW-YORK: J. B. BENTLEY, 1856

PHILADELPHIA: J. B. BENTLEY, 1856

CHICAGO: J. B. BENTLEY, 1856

ST. LOUIS: J. B. BENTLEY, 1856

ST. PAUL: J. B. BENTLEY, 1856

MINNEAPOLIS: J. B. BENTLEY, 1856

PORTLAND: J. B. BENTLEY, 1856

SPRINGFIELD: J. B. BENTLEY, 1856

NEW-HAVEN: J. B. BENTLEY, 1856

YONKERS: J. B. BENTLEY, 1856

ALBANY: J. B. BENTLEY, 1856

SARASOTA: J. B. BENTLEY, 1856

ST. PETERSBURG: J. B. BENTLEY, 1856

PORT-ORFORD: J. B. BENTLEY, 1856

ST. JOHN'S: J. B. BENTLEY, 1856

ST. GEORGE'S: J. B. BENTLEY, 1856

G. C. M.

Sergeant *James Connor*, Company "D," 13th Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., March 22d, 1869.

GENERAL ORDERS } No. 23. }

I. . Before a General Court Martial which convened at Fort Ellis, M. T., by virtue of Special Orders No. 133, series of 1868, from these Headquarters, and of which Bvt. Col. GEORGE L. ANDREWS, Lt. Col. 13th Infantry, is President, was arraigned and tried :

Sergeant *James Connor*, Company "D," 13th Infantry.

CHARGE.—"Neglect of duty, to the prejudice of good order and military discipline."

Specification.—In this : that he, Sergeant *James Connor*, Company "D," 13th Infantry, while on duty as Sergeant of the guard, did allow one HONIG, a convict, to escape from the prison room. All this at Fort Ellis, M. T., on or about the 5th day of February, 1869, between the hours of retreat and 12 o'clock, P. M.

To which *Charge* and *Specification*, the accused pleaded "Not Guilty."

FINDING.

Of the *Charge* and *Specification*, "Not Guilty," and the Court does therefore *acquit* him.

II.. The proceedings, findings and acquittal in the foregoing case of Sergeant *James Connor*, Company "D," 13th Infantry, are approved. He will be released from arrest and returned to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

1. Sergeant *Thomas Bryant*, Company "B," 13th Infantry.
 2. Corporal *Francis Dunnery*, Company "B," 13th Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., March 23d, 1869.

GENERAL ORDERS, }
No. 21. }

I. Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, extract III, series of 1868, from these Headquarters, and of which Brevet Colonel GEORGE L. ANDREWS, Lt. Col. 13th Infantry, is President, were arraigned and tried:

1st. Sergeant *Thomas Bryant*, Company "B," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline.

Specification I.—In this: that he, Sergeant *Thomas Bryant*, Company "B," 13th Infantry, was drunk and disorderly in the Company quarters, and by words and gestures did induce several enlisted men of said Company to engage in a fight, thereby creating a disturbance, to the prejudice of good order and military discipline. All this at Fort Shaw, M. T., on or about the 5th day of February, 1869.

Specification II.—In this: that he, Sergeant *Thomas Bryant*, Company "B," 13th Infantry, having charge of a squad-room, did, at several roll calls, induce the men of his squad to not turn out too early, using the words "*Never mind, he is not there,*"

(which words were referring to his Company Commander.) All this at Fort Shaw, M. T., on or about the 4th day of February, 1869.

To which *Charge* and *Specifications* the prisoner pleaded, "Not Guilty."

FINDING.

Of the 1st *Specification*, "Guilty," except the words, "*drunk and*" and the words "*and by words and gestures, did induce several enlisted men of said Company, to engage in a fight.*"

Of the 2d *Specification*, "Not Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

"To be reduced to the ranks as a private soldier, and to forfeit to the United States ten dollars, (\$10,) of his monthly pay for two months."

2d. Corporal *Francis Dunnery*, Company "B," 13th Infantry."

CHARGE.—"Conduct to the prejudice of good order and military discipline.

Specification I.—In this: that he, Corporal *Francis Dunnery*, Company "B," 13th Infantry, did suffer himself to be involved in a fray or quarrel, and did draw a pistol, threatening to shoot Corporal Frank Macke, Company "B," 13th Infantry, thereby creating a disturbance in the Company quarters, to the prejudice of good order and military discipline. All this at Fort Shaw, M. T., on or about the 5th day of February, 1869.

Specification II.—In this: that he, Corporal *Francis Dunnery*, Company "B," 13th Infantry, upon being ordered by his Company Commander, 1st Lieutenant William Anman, 13th Infantry, to deliver up the pistol used by him in the quarrel aforesaid, did reply in the following words, to wit: "*I had no pistol and never had any,*" which was false. This at Fort Shaw, M. T., on or about the 5th day of February, 1869.

To which *Charge* and *Specifications* the prisoner pleaded, "Not Guilty."

FINDING.

Of the *Charge* and *Specifications*, "Not Guilty," and the Court does therefore *acquit* him.

II. The proceedings, findings and sentence in the foregoing case of Sergeant *Thomas Bryant*, Company "B," 13th Infantry, are approved, but upon the recommendation of eight of the nine members of the Court, the sentence is remitted. *Sergeant Bryant* will be released from arrest and restored to duty.

2. The proceedings, findings and acquittal in the foregoing case of Corporal *Francis Dunnery*, Company "B," 13th Infantry, are approved. *Corporal Dunnery* will be released from arrest and restored to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.

Judge Advocate.



G. C. M.

1. Private *Thomas J. Huyler*, Company "A," 10th Infantry.
 2. Private *Jacob Irvine*, Company "G," 10th Infantry.
 3. Artificer *Thomas Somers*, Company "A," 10th Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., March 24th, 1869.

GENERAL ORDERS, { No. 25. }

I. Before a General Court Martial which convened at Fort Ripley, Minn., by virtue of Special Orders No. 23, C. S., from these Headquarters, and of which Bvt. Major E. G. Bush, Capt. 10th Infantry, is President, were arraigned and tried :

1st. Private *Thomas J. Huyler*, Company "A," 10th Infantry.

CHARGE.—"Leaving his post without being regularly relieved, in violation of the 46th 'Article of War.'"

Specification.—In this : that he, Private *Thomas J. Huyler*, Company "A," 10th Infantry, being a member of the post guard at Fort Ripley, Minn., and being posted as a sentinel on No. 1, did leave his post and enter the mess-room of Company "A," 10th Infantry—without being regularly relieved from said post—and did then and there abandon his piece, and lie down upon a bench in said mess-room. This at Fort Ripley, Minn., on or about the 26th day of January, 1869.

To which *Charge* and *Specification* the accused pleaded "Not Guilty."

FINDING.

Of the *Specification*, "Guilty," with the exception of the word "*lie*," substituting therefor the word "*sit*."

Of the *CHARGE*, "Guilty."

SENTENCE.

"To forfeit to the United States ten (10) dollars of his monthly pay per month, for the period of three (3) months, and to be confined at hard labor under charge of the guard, for the same period, (three months.)

2d. Private *Jacob Irvine*, Company "G," 10th Infantry.

CHARGE.—"Conduct prejudicial to good order and military discipline."

Specification I.—In this: that the said Private *Jacob Irvine*, of Company "G," 10th Infantry, having been duly warned for guard by the acting First Sergeant of said Company, did, without authority absent himself from the place of parade of his Company guard detail, and did fail, by reason of such unauthorized absence, to march on guard as was his duty. This at or near Fort Ripley, Minn., on or about the 23d day of February, 1869.

Specification II. In this: that he, the said Private *Jacob Irvine*, of Company "G," 10th Infantry, did, without permission from proper authority, absent himself from his post and Company, and did remain absent from his post and Company, from about Reveille till about 3 o'clock, P. M., at which time he was arrested by a patrol of the post guard off the U. S. Reservation. This at or near Fort Ripley, Minn., on or about the 23d day of February, 1869.

To which *Charge* and *Specifications* the prisoner pleaded, "Guilty."

FINDING.

Of the *Charge and Specifications*, "Guilty."

SENTENCE.

"To forfeit to the United States ten (10) dollars of his monthly pay for one month, and to be confined at hard labor under charge of the guard, for twenty (20) days."

3d. Artificer *Thomas Somers*, Company "A," 10th Infantry.

CHARGE.—"Conduct to the prejudice of good order and military discipline, in violation of the 99th Article of War."

Specification.—In this: that he, Artificer *Thomas Somers*, of Company "A," 10th Infantry, did secretly take in the prison room of the post guard house, from the pocket-book of Private *Thomas J. Huyler*, of Company "A," 10th Infantry, a certain sum of money, viz: eight dollars and twenty-five cents (\$8.25), U. S. currency, the property of the said Private *Huyler*, and did seek to retain the same for his own use, by hiding it upon his person, where it was discovered by the Sergeant of the guard, upon search being made. All this at or near Fort Ripley, Minn., on or about the afternoon of February 23d, 1859.

To which *Charge and Specification* the prisoner pleaded, "Not Guilty."

FINDING.

Of the *Charge and Specification*, "Guilty."

SENTENCE.

"To forfeit to the United States ten dollars of his monthly pay per month for two months, and to be confined at hard labor in charge of the guard, for thirty (30) days, the first four (4) days of which to walk in front of sentinel No. 1, from Reveille till Retreat, with a loaded knapsack weighing thirty (30) pounds, strapped to his back, with twenty minutes intermission for each meal."

II. The proceedings and findings in the foregoing cases of Privates *Thomas J. Huyler*, Company "A," *Jacob Irvine*, Company

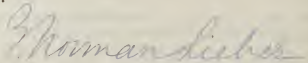
"G," and Artificer *Thomas Somers*, Company "A," 10th Infantry, are approved. The sentences are confirmed and will be carried into execution at the posts where their companies may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

A handwritten signature in cursive script, reading "Norman Liches". The signature is written in dark ink and is positioned above a horizontal line.

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Private *Louis Z. Murphy*, Company "D," 31st Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., March 25th, 1869.

GENERAL ORDERS, { No. 26. }

I., Before a General Court Martial which convened at Fort Snelling, Minn., by virtue of Special Orders Nos. 25 and 34, current series, from these Headquarters, and of which Surgeon C. T. ALEXANDER, U. S. Army, is President, was arraigned and tried :

Private *Louis Z. Murphy*, Company "D," 31st Infantry.

CHARGE—"Desertion."

Specification.—In this : that he, Private *Louis Z. Murphy*, Company "D," 31st U. S. Infantry, having been duly enlisted into the service of the United States, did desert the same, and did remain absent until he delivered himself up a deserter at Fort Snelling, Minn., on or about the 7th day of January, 1869. This at or near Fort Totten, D. T., on or about the 11th day of May, 1868.

To which *Charge* and *Specification* the prisoner pleaded, "Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances now due him,

except the just dues of the laundress ; to be confined at hard labor under charge of the guard for the period of eight (8) months, during which time to forfeit to the United States all pay and allowances except the just dues of the laundress, and at the expiration of this period of confinement, to make good the time lost by desertion, and to be dishonorably discharged the service.

II..The proceedings and findings in the foregoing case of Private *Louis Z. Murphy*, Company "D," 31st Infantry, are approved. The sentence is confirmed and will be duly carried into execution. Fort Snelling, Minn., is designated as the place of confinement.

III..The General Court Martial convened at Fort Snelling, Minn., in pursuance of Special Orders No's. 25 and 34, current series, from these Headquarters, and of which Surgeon C. T. ALEXANDER, U. S. Army, is President, is hereby dissolved.

By Command of Bvt. Maj. Gen'l A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Thomas A. Kicher

Major and Bvt Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Private *Dennis McFeeley*, Company "C," 10th Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., March 27th, 1869.

GENERAL ORDERS, }
No. 27. }

I..Before a General Court Martial which convened at Fort Abercrombie, D. T., by virtue of Special Orders No. 11, current series, from these Headquarters, and of which Byt. Brig. Gen'l WM. H. SIDELL, Lt. Col. 10th Infantry, is President, was arraigned and tried :

Private *Dennis McFeeley*, Company "C," 10th Infantry.

CHARGE I.—" Violation of the 46th Article of War."

Specification —In this : that he, Private *Dennis McFeeley*, of "C" Company, Tenth U. S. Infantry, a member of the post guard at Fort Wadsworth, D. T., having been duly posted as a sentinel on No. 2 post, did leave it before he was regularly relieved. This at Fort Wadsworth, D. T., on or about the 11th day of January, 1869.

CHARGE II —" Conduct to the prejudice of good order and military discipline."

Specification.—In this : that he, Private *Dennis McFeeley*, of "C" Company, Tenth U. S. Infantry, a member of the post guard at Fort Wadsworth, D. T., having been duly posted as a sentinel on No. 2 post, did leave it before he was regularly re-

lieved, and did go to the quarters of Company "C," 10th U. S. Infantry, take off his accoutrements and part of his clothing, and lie down in a bunk. This at Fort Wadsworth, D. T., on or about the eleventh day of January, 1869.

To which *Charges and Specifications* the accused pleaded "Guilty."

FINDING.

Of the *Charges and Specifications*.—"Guilty."

SENTENCE.

"To forfeit to the United States ten dollars (\$10) of his monthly pay for six months, and to be confined at hard labor, at the post where his company may be serving, for the same period, wearing a ball weighing twenty-four pounds attached to his left leg by a chain four feet long.

II. The proceedings and findings in the foregoing case of Private *Dennis McFeeley*, Company "C," 10th Infantry, are approved. The sentence is confirmed and will be duly carried into execution. Previous good character, though urged by a majority of the members of the Court as such, is not considered by the Commanding General a good reason for mitigating the punishment for an offence of the character of that of which the prisoner was convicted

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.

Judge Advocate.

Headquarters, Department of Dakota,

St. Paul, Minn., March 31st, 1869.

GENERAL ORDERS, }
No. 28. }

I. To carry into effect so much of General Orders No 17 current series from Headquarters of the Army, as refers to this Department, the following Orders and instructions are promulgated for the information and guidance of all concerned :

The present 22d and 31st Regiments of Infantry will each be consolidated into five (5) companies, and the ten (10) companies thus formed will hereafter be known and designated as the 22d Infantry.

The Field Officers will be :

Bvt. Major Gen'l DAVID S. STANLEY, Colonel.

Bvt. Col. ELWELL S. OTIS, Lieutenant Colonel.

Bvt. Col. JOSEPH N. G. WHISTLER, Major.

The companies of the (new) 22d will be formed by consolidation, as follows :

"A" and "I" of the 22d	will compose	Company "A."
"B" and "K"	"	" "B."
"C" and "F"	"	" "C."
"D" and "E"	"	" "D."
"G" and "H"	"	" "H."
"F" and "H" of the 31st	"	" "F."
"A" and "K"	"	" "K."
"D" and "I"	"	" "I."
"B" and "E"	"	" "E."
"C" and "G"	"	" "G."

As soon as the consolidation of any two companies is effected, the commanding officer of the new company will forward a complete company return direct to this Headquarters, and another to Regimental Headquarters.

The Regimental Staff Officers will be selected by the Regimental

Commander in the manner prescribed in clause 2, paragraph I, of General Orders, No. 17, and the company officers will be assigned as directed in clause 3 of paragraph I, of the same General Orders. Captains will select from the non commissioned officers, musicians, etc., of the consolidated companies, the number authorized, to wit: Six (6) Sergeants, eight (8) Corporals, two (2) Musicians, two (2) artificers, one (1) Wagoner, and discharge the supernumeraries of those grades, unless they elect to remain as privates. Company records, company funds, and all company property will be turned over with the companies to which they belong, to the Captains of the new companies to which they are transferred.

The regimental non-commissioned staff officers, regimental colors, funds, library, and all regimental property of the (late) 31st Infantry, will be sent under charge of a commissioned officer to Fort Sully, D. T., to be reported and turned over to Bvt. Major General D. S. STANLEY, Colonel 22d Infantry. General STANLEY will select from the two regimental non-commissioned staffs, those to be retained in consolidation, and will discharge the supernumeraries. All movements of companies necessary to effect the consolidation herein directed, will be made upon the orders of the Regimental Commander, and all details necessary to effect the object in view, not herein prescribed, are entrusted to his execution. Copies of all orders and instructions issued, will be forwarded, at date of issue, for the information and further orders of the Department Commander.

As fast as their services can be dispensed with, the names of all officers who will be in excess of the number required for officering the Regiment after consolidation, will be reported to this Headquarters for orders to repair to their homes to "await orders."

After consolidation, the companies of the regiments will be posted as follows: Of the five composing the (late) 22d, two will be stationed at Fort Randall, two at Fort Sully, and one at Fort Rice.

Of the five constituting the (late) 31st, two will be stationed at Fort Totten, two at Fort Stevenson, and one at Fort Rice.

II..The District of "South Eastern Dakota" is hereby abolished, and the Department is divided into Districts, designated and with boundaries, as follows:

(1.) The District of Montana—with its present territorial limits,

except the eastern boundary, will be extended to include the one hundred and third meridian of longitude (west from Greenwich.)

(2.) The District of Minnesota—with limits as constituted in existing orders.

(3.) The "Middle District" will consist of that portion of the Department formerly composing the Districts of "S. E. Dakota," and "Middle District—except so much of the latter as is transferred in this Order to the District of Montana.

III..(1.) Bvt. Brigadier General P. R. DE TROBRIAND, Colonel 13th Infantry, is assigned to the command of the "District of Montana," Headquarters at Fort Shaw, M. T. He is hereby relieved from his present duties as Commander of the "Middle District," and will proceed to his new command as soon as practicable. The books, records, &c., of the (former) "Middle District," will be sent under charge of a commissioned officer, to Fort Sully, D. T., and turned over to Bvt. Major General STANLEY, Colonel 22d Infantry.

(2.) Bvt. Major General D. S. STANLEY, Colonel 22d Infantry, is assigned to the command of the "Middle District," Headquarters at Fort Sully, D. T.

(3.) The Commanding officer of the District of Minnesota will be assigned in orders on the arrival of the 20th Infantry within the Department.

IV..Three (3) companies of the 13th Infantry will be sent, without delay, to garrison Fort Buford, D. T. They should arrive at the Missouri River in time to descend by the first boat. The Lieut. Colonel of the 13th Infantry will, as soon as he reports for duty in the District, be assigned to the command of Fort Buford. The execution of the instructions contained in this paragraph, is devolved upon the present commanding officer, District of Montana, Bvt. Colonel GEO. L. ANDREWS, Lieutenant Colonel U. S. A.

V..The remaining companies of the 13th Infantry will be distributed as follows: Three (3) at Fort Shaw, three (3) at Fort Ellis, and one (1) at Camp Cooke. The Major of the Regiment will take post at Fort Ellis.

VI..Until further orders, no quarters will be built at any of the unfinished posts in the Department, excepting such as are absolutely necessary for quartering the companies directed in the foregoing orders to garrison them.

VII..The Colonel of the 13th Infantry will, as soon as he joins, make application through this Headquarters, to the Adjutant General of the Army, for the assignment of officers and men to the regiment, sufficient to fill it to the standard prescribed in clause (1) of paragraph I, of General Orders No. 17 current series, Headquarters of the Army.

As soon as the consolidation of the 22d and 31st is effected, the Colonel of the 22d will make a like application.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

A large, stylized handwritten signature in dark ink, appearing to read 'O. D. Greene'.

Assistant Adjutant General.

G. C. M.

Private *William Burnett*, Company "A," 13th Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., April 1st, 1869.

GENERAL ORDERS. }

No. 29. }

I..Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders, No. 65, Ex. III, series of 1868, from these Headquarters, and of which Bvt. Col. GEORGE L. ANDREWS, Lt. Col. 13th Infantry, is President, was arraigned and tried :

Private *William Burnett*, Company "A," 13th Infantry.

CHARGE.—"Desertion."

Specification—In this: that he, Private *William Burnett*, Company "A," 13th Infantry, a duly enlisted soldier in the service of the United States, did desert the same at Fort Shaw, M. T., on or about the 17th day of March, 1868, and did remain absent until apprehended at Helena, M. T., on or about the 17th day of November, 1868.

To which *Charge* and *Specification* the prisoner pleaded, "Guilty."

FINDING.

Of the *Charge* and *Specification*.—"Guilty."

SENTENCE.

"To forfeit all pay and allowances that are now due, or that may

become due; to be immediately upon the promulgation of this sentence, indelibly marked with the letter "D," one and one half inches in length, upon the left hip, and ten days after the promulgation of this sentence, to have the hair shaved off from one half of his head, and be drummed out of service, and then to be confined at hard labor for a period of three (3) years, at such place or military prison as the Department Commander may direct.

II.. The proceedings and findings in the foregoing case of Private William Burnett, Company "A," 13th Infantry, are approved. So much of the sentence as prescribes that the prisoner "be indelibly marked with the letter "D," upon the left hip," is disapproved. The remainder of the sentence is approved, and will be carried into execution. *Fort Snelling*, Minnesota, is designated as the place of confinement, to which place the prisoner will be sent under proper guard at as early a period as practicable.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.

Judge Advocate.

G. C. M.

1. Hospital Steward *Howard D. O'Neil*, U. S. Army.
 2. Sergeant *James P. Sullivan*, Company "G," 13th Infantry.
 3. Sergeant *Clark Morroe*, Company "G," 13th Infantry.
 4. Corporal *George R. Gammon*, Company "G," 13th Infantry.
 5. Corporal *Frank Maxwell*, Company "F," 13th Infantry.
 6. Corporal *John N. Archart*, Company "G," 13th Infantry.
 7. Private *Alexander K. Jones*, Company "G," 13th Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., April 2d, 1869.

GENERAL ORDERS, }
No. 30. }

I. . Before a General Court Martial, which convened at Fort Ellis, M. T., by virtue of Special Orders No. 133, Ex. 2, series of 1868, from these Headquarters, and of which Bvt. Col. GEORGE L. ANDREWS, Lt. Col. 13th Infantry, was President, were arraigned and tried:

1st. Hospital Steward *Howard D. O'Neil*, U. S. Army.

CHARGE—"Drunkenness on duty."

Specification.—In this: that Hospital Steward *Howard D. O'Neil*, U. S. Army, upon duty at Fort Ellis, M. T., did become drunk, and was found in that condition at a time when his services were required. This at Fort Ellis, M. T., on or about January 6th, 1869.

To which *Charge* and *Specification* the accused pleaded, "Guilty."

FINDING.

Of the *Charge and Specification*, "Guilty."

SENTENCE.

"To be dishonorably discharged the service of the United States."

2J. Sergeant *James P. Sullivan*, Company "G," 13th Infantry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

Specification I.—In this: that he, *James P. Sullivan*, a Sergeant of Company "G," 13th U. S. Infantry, while Acting Post Quartermaster Sergeant, and in charge of government stores, and extra duty men, did, with Clark Morrow, a Sergeant of Company "G," 13th U. S. Infantry, Acting Post Commissary Sergeant, sell, and order to be taken, from the store-house in which it was stored, forty-five (45) sacks of corn, weighing in the aggregate 5625 pounds, more or less—without proper authority—said corn being the property of the United States, he knowing it to be such. This at Fort Ellis, M. T., on or about the 14th day of November, 1868.

Specification II.—In this: that he, *James P. Sullivan*, a Sergeant of Company "G," 13th U. S. Infantry, while Acting Post Quartermaster Sergeant, and in charge of government stores and extra duty men, did, in company with Clark Morrow, a Sergeant of Company "G," 13th U. S. Infantry, Acting Post Commissary Sergeant, and George R. Gammon, a Corporal of Company "G," 13th U. S. Infantry, Acting Forage Master, sell, and order to be taken from the store-house in which it was stored, thirty (30) sacks of corn, weighing in the aggregate 3750 pounds, more or less—without proper authority—said corn being the property of the United States, he knowing it to be such. This at Fort Ellis, M. T., on or about the 16th day of November, 1868.

Specification III.—In this: that he, *James P. Sullivan*, a Sergeant of Company "G," 13th U. S. Infantry, Acting Post Quartermaster Sergeant, did receive from Isaac Fordanskie, a citi-

zen of Bozeman, M. T., one hundred and twenty dollars (\$120) in part payment for one hundred and twenty (120) sacks of corn bargained to the said Isaac Fordanskie by James P. Sullivan, a Sergeant of Company "G," 13th U. S. Infantry, said corn, being the property of the United States, and disposed of without the knowledge, consent or authority of the Acting Assistant Quartermaster, or the Commanding Officer of the post. This at Fort Ellis, M. T., on or about the 14th day of November, 1868.

To which *Charge and Specifications* the prisoner pleaded "Guilty."

FINDING.

Of the *Charge and Specifications*.—"Guilty."

SENTENCE.

"To be reduced to the ranks as a private soldier; to forfeit to the United States all pay and allowances now due or to become due him; to be confined at hard labor, under charge of the guard, wearing a twenty-four pound ball attached to his leg by a chain, during the remainder of his enlistment, which expires May 1st, 1869, and at its expiration to be indelibly marked with the letter "T," one and one half inches long, on the right hip, and to be dishonorably discharged and drummed out of service, and then to be confined at hard labor for one year, in such penitentiary as the Department Commander may direct."

3d. Sergeant *Clark Morrow*, Company "G," 13th Infantry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

Specification I—In this: that he, *Clark Morrow*, Sergeant of Company "G," 13th U. S. Infantry, while Acting Commissary Sergeant, did, in company with James P. Sullivan, a Sergeant of Company "G," 13th U. S. Infantry, Acting Quartermaster Sergeant, sell, and assist the said James P. Sullivan in disposing of forty-five (45) sacks of corn, weighing in the aggregate 5625 pounds, more or less—without proper authority—said corn being the property of the United States, he knowing it to be such. This at Fort Ellis, M. T., on or about the 14th day of November, 1868.

Specification II.—In this: that he, *Clark Morrow*, Sergeant of Company "G," 13th U. S. Infantry, while Acting Commissary Sergeant, did, in Company with James P. Sullivan, a Sergeant of Company "G," 13th U. S. Infantry, Acting Quartermaster Sergeant, and George R. Gammon, a Corporal of Company "G," 13th U. S. Infantry, Acting Forage Master, sell and assist in disposing of thirty (30) sacks of corn, weighing in the aggregate 3750 pounds, more or less—without proper authority—said corn being the property of the United States, he knowing it to be such. This at Fort Ellis, M. T., on or about the 16th day of November, 1868.

Specification III.—In this: that he, *Clark Morrow*, a Sergeant of Company "G," 13th U. S. Infantry, did receive of James P. Sullivan, a Sergeant of Company "G," 13th U. S. Infantry, Acting Quartermaster Sergeant, the sum of forty dollars (\$40) as his share of the money proceeding from the sale of one hundred and twenty (120) sacks of corn, said corn being the property of the United States, and disposed of without the knowledge, consent or authority of the Acting Assistant Quartermaster or Commanding Officer of the post. This at Fort Ellis, M. T., on or about the 14th day of November, 1868.

To which *Charge and Specifications* the prisoner pleaded "Guilty."

FINDING.

Of the *Charge and its Specifications*, "Guilty."

SENTENCE.

"To be reduced to the ranks as a private soldier; to forfeit to the United States all pay and allowances now due, or to become due him; to be confined at hard labor under charge of the guard, wearing a twenty-four pound ball attached to his leg by a chain, during the remainder of his enlistment, which expires April 20th, 1869, and at its expiration to be dishonorably discharged and drummed out of service, and then to be confined at hard labor for one year, in such penitentiary as the Department Commander may direct."

4th. Corporal *George R. Gammon*, Company "G," 13th Infantry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

Specification I.—In this: that he, Corporal *George R. Gammon*, Company "G," 13th Infantry, while Acting Forage Master, did allow thirty (30) sacks of corn to be taken from the forage house of which he had charge, he knowing said corn to have been sold by Sergeant James P. Sullivan, Acting Post Quartermaster Sergeant, and Sergeant Clark Morrow, Acting Post Commissary Sergeant, without proper authority, knowing the corn to be the property of the United States. This at Fort Ellis, M. T., on or about the 16th day of November, 1868.

Specification II.—In this: that he, Corporal *George R. Gammon*, Company "G," 13th Infantry, did receive from Sergeant James P. Sullivan, Acting Post Quartermaster Sergeant, the sum of forty dollars (\$40), more or less, in part payment of one hundred and twenty sacks of corn, sold by Sergeant James P. Sullivan, Company "G," 13th Infantry, Acting Post Quartermaster Sergeant, and Sergeant Clark Morrow, Company "G," 13th Infantry, Acting Post Commissary Sergeant, to Isaac Fordanskie, a citizen of Bozeman, M. T., without proper authority, the knowledge or consent of the Acting Assistant Quartermaster or the Commanding Officer of the post. This at Fort Ellis, M. T., on or about the 14th day of November, 1868.

To which *Charge* and *Specifications* the prisoner pleaded "Guilty."

FINDING.

Of the *Charge* and its *Specifications*, "Guilty."

SENTENCE.

"To be reduced to the ranks as a private soldier, and to forfeit to the United States ten dollars per month of his monthly pay during the remainder of his enlistment, which expires April 26th, 1869, and to be confined at hard labor, under charge of a guard, wearing a twenty-four pound ball attached to his leg by a chain, for the same period, and at the expiration of his enlistment, to be dishonorably discharged, and

then confined at hard labor for one year, in such penitentiary as the Department Commander may direct."

5th. Corporal *Frank Manvell*, Company "F," 13th Infantry.

CHARGE I.—"Absence without leave."

Specification.—In this: that he, the said Corporal *Frank Manvell*, Company "F," 13th Infantry, did absent himself from his company on the evening of the 1st day of November, 1868, and did remain absent until 8 o'clock A. M., on or about the 3d inst., thereby missing six roll-calls. This at Fort Ellis, M. T., on or about the 1st day of November, 1868.

CHARGE II.—"Conduct prejudicial to good order and military discipline."

Specification.—In this: that he, the said Corporal *Frank Manvell*, Company "F," 13th Infantry, was intoxicated in the town of Bozeman, M. T., and while so intoxicated, did act in a most disorderly manner. All this at or near the town of Bozeman, M. T., on or about the 1st day of November, 1868.

CHARGE III.—"Disobedience of orders."

Specification.—In this: that he, the said Corporal *Frank Manvell*, Company "F," 13th Infantry, when repeatedly ordered by his Company Commander, Brevet Major J. L. Horr, to report to his Company, did fail to obey said order. This at or near the town of Bozeman, M. T., on or about the 1st day of November, 1868.

To which *Charges* and *Specifications* the accused pleaded as follows:

To the *Specification* 1st Charge, "Guilty."

To the 1st *Charge*, "Guilty."

To the *Specification* 2d Charge, "Guilty."

To the 2d *Charge*, "Guilty."

To the *Specification* 3d Charge, "Not Guilty."

To the 3d *Charge*, "Not Guilty."

FINDING.

Of the 1st, 2d and 3d *Charges*, and their *Specifications*, "Guilty."

SENTENCE.

"To be reduced to the ranks as a private soldier, to forfeit to the United States seven dollars per month of his monthly pay for six months, and to be confined at hard labor in charge of a guard for six months, the first three days in solitary confinement, on bread and water."

6th. Corporal *John N. Archart*, Company "G," 13th Infantry.

CHARGE I.—"Absence without leave.

Specification.—In this: that he, Corporal *John N. Archart*, Company "G," 13th Infantry, did absent himself from his Company and did visit the city of Bozeman, M. T., without permission from proper authority. All this at or near Fort Ellis, M. T., on or about the 5th day of January, 1869.

CHARGE II.—"Breach of arrest."

Specification—In this: that he, Corporal *John N. Archart*, Company "G," 13th Infantry, after having been placed in arrest by order of Captain E. W. Clift, 13th Infantry—his Company Commander—did absent himself from his Company quarters on the night of the 9th day of January, 1869, and did visit the city of Bozeman, M. T., without proper authority. All this at or near Fort Ellis, M. T., on or about the 9th day of January, 1869.

To which *Charges* and *Specifications* the accused pleaded as follows:

To the 1st *Charge* and *Specification*, "Guilty."

To the 2d *Charge* and *Specification*, "Not Guilty."

FINDING.

Of the 1st and 2d *Charges* and their *Specifications*, "Guilty."

SENTENCE.

"To be reduced to the ranks as a private soldier; to be confined at hard labor in charge of a guard, for four months, wearing a twenty-four pound weight attached to his leg by a suitable chain, and to forfeit to the United States fifteen dollars per month of his monthly pay for the same period."

7th. Private *Alexander K. Jones*, Company "G," 13th Infantry.

CHARGE I.—"Absence without leave, in violation of the 41st Article of War."

Specification.—In this: that he, Private *Alexander K. Jones*, Company "G," 13th Infantry, did absent himself from his company quarters, and from the post, and did visit the city of Bozeman, M. T.—distance 3 miles from the post—on the night of the 9th day of January, 1869, without permission from proper authority. All this at or near Fort Ellis, M. T., on or about the 9th day of January, 1869.

CHARGE II.—"General worthlessness, to the prejudice of good order and military discipline."

Specification.—In this: that he, Private *Alexander K. Jones*, of Company "G," 13th Infantry, is in the habit of absenting himself from his company and post, without permission from proper authority, that he has been many times punished for like offences; that since the 20th day of October, 1868, he has been tried twice for the same offences; that since that date he has been confined about sixty-four days in the guard-house; that he generally gets drunk whenever an opportunity affords; that at such times he often does violence to unoffending persons; that he is a notorious gambler; that he is generally entirely regardless of all orders, counsel, or punishment he may receive; that his whole course since joining the regiment has been generally bad, and an injury to his Company and to the U. S. service. All this during the last two years, 1867 and 1868.

To which *Charges and Specifications* the prisoner pleaded, "Not Guilty."

FINDING.

Of the *Charges and their Specifications*, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances now due, or to become due him, except the just dues of the laundress; to be indelibly marked upon the right hip with the letter "W" one and one half inches long, immediately upon the promulgation of this sentence, and forty-eight hours thereafter to have his head shaved and to be dishonorably discharged and drummed out of the service."

II. The proceedings and findings in the foregoing case of Hospital Steward *Howard D. O'Neil*, U. S. A., are approved. The sentence is confirmed and will be duly executed.

(2.) The proceedings, findings and sentence in the foregoing case of Sergeant *James P. Sullivan*, Company "G," 13th Infantry, are approved. So much of the sentence as prescribes that the prisoner be indelibly marked with the letter "T" upon the right hip, is remitted. The remainder of the sentence will be carried into execution. The Minnesota State Penitentiary at Stillwater, Minn., is designated as the place of confinement, to which place he will be sent under proper guard at as early a period as practicable.

(3.) The proceedings and findings in the foregoing case of Sergeant *Clark Morrow*, Company "G," 13th Infantry, are approved. The sentence is confirmed and will be carried into execution. The Minnesota State Penitentiary at Stillwater, Minnesota, is designated as the place of confinement, to which place he will be sent under proper guard, at as early a period as practicable.

(4.) The proceedings, findings, and sentence in the foregoing case of Corporal *George R. Gammon*, Company "G," 13th Infantry, are approved, but in consideration of the youth of the prisoner, and upon the recommendation of a majority of the members of the Court, to mercy, so much of the sentence as relates to confinement in a penitentiary, is remitted. The remainder of the sentence will be carried into execution.

(5.) The proceedings and findings in the foregoing case of Corporal *Frank Manvell*, Company "F," 13th Infantry, are approved. The sentence is confirmed and will be carried into execution at the post where his Company may be serving.

(6.) The proceedings and findings in the foregoing case of Corporal *John N. Arehart*, Company "G," 13th Infantry, are approved. The sentence is confirmed and will be carried into execution at the post where his Company may be serving.

(7.) The proceedings, findings and sentence of the Court in the foregoing case of private *Alexander K. Jones*, Company "G," 13th Infantry, are disapproved on account of the irregularity, informality, and impropriety of the second Charge and its Specification.

The attention of the Commanders of the several districts, to whom, on account of the length of time required to communicate with Department Headquarters, has been committed the power to send cases for trial before the courts, convened at the several posts within their districts, is called to the fact, that in many instances, men are tried by their order on charges so loosely and improperly framed, that the proceedings are necessarily disapproved at these Headquarters. Hereafter every District Commander will carefully scrutinize all charges ordered by him to be tried, and will see that they impute military crimes, and are in proper legal language and form.

The prisoner will be released from confinement and returned to duty.

By Command of Bvt. Maj. Gen'l A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

*Major and Bvt. Lt. Col. U. S. A.,
Judge Advocate.*

G. C. M.

Second Lieutenant *J. C. Chance*, 13th U. S. Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., April 15th, 1869.

GENERAL ORDERS.)
No. 31.)

I Before a General Court Martial, which convened at Fort Ellis, M. T., by virtue of Special Orders, No. 133, series of 1868, from these Headquarters, and of which Bvt Col. GEO. L. ANDREWS, Lt. Col. 13th U. S. Infantry, is President, was arraigned and tried :

Second Lieutenant *J. C. Chance*, 13th U. S. Infantry.

CHARGE.—“ Misapplying public property, in violation of the 36th Article of War.”

Specification.—In this : that he, Second Lieutenant *J. C. Chance*, 13th U. S. Infantry, did furnish Hugh Kirkendall, or his wagon master, James Woods, citizens, with government forage for seven (7), six (6), mule teams, more or less, in consideration of his—Hugh Kirkendall, or his wagon master—giving him, Second Lieutenant *J. C. Chance*, 13th Infantry, A. A. Q. M., fifty (50) tons more or less, of straw for the use of the government. This at Fort Ellis, M. T., on or about the 31st day of December, 1867.

To which *Charge* and *Specification* the accused pleaded “Not Guilty.”

FINDING.

Of the *Charge* and *Specification*, “ Not Guilty.”

And the Court *does therefore acquit him.*

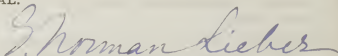
II..Many of the rulings of the Court upon the questions of the admissibility of evidenc, which arose in this case, are erroneous in the extreme, as for instance, the ruling that the accused should not be permitted on cross examination to ask the witness, John M. Green, 1st Lieut. 13th Infantry, whether or not he had on other occasions given a different account of the transaction on which the charges were based, than that to which he had testified on his examination in chief. No rule of evidence is better established than the one that such a question not only may, but *must* be asked with specifications as to time and place, before it can be shown by other witnesses that such is the fact. But inasmuch as these erroneous rulings do not seem to have led to an erroneous decision on the merits of the case, the proceedings and findings are approved. *Lieutenant Chance* is released from arrest. He will resume his sword and return to duty.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt Lt Col. U. S. A.,

Judge Advocate.

Head Quarters, Department of Dakota,

ST. PAUL, MINN., APRIL 20TH, 1869.

GENERAL ORDERS, } No. 32. }

I Brevet Major General Geo. Sykes, Colonel 20th Infantry, is hereby assigned to the Command of the District of Minnesota, Headquarters at Fort Snelling.

II. The 20th Infantry having reported for duty in this Department, will be distributed to posts, under direction of the Commanding Officer, District of Minnesota, as follows, viz :

Regimental Headquarters and One (1) Company at Fort Snelling.
Two (2) Companies each at Forts Ripley, Wadsworth and Ransom.
Three (3) Companies at Fort Abercrombie.

The District Commander will assign the Field Officers to stations, and will make the assignment of Companies to garrison the posts named.

III. The garrisons of the various posts will be dispatched to their respective destinations as rapidly as the state of the roads will permit, and upon arrival thereat, will relieve the present garrisons, (10th Infantry,) which will repair without delay to this City, to take water transportation for Texas.

All transportation necessary for the execution of the foregoing Orders, will be provided under the direction of the Chief Quartermaster of the Department.

By Command of Bvt. Maj. Gen'l A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Assistant Adjutant General.

THE HISTORY OF THE CITY OF BOSTON

FROM THE FIRST SETTLEMENT TO THE PRESENT TIME

BY NATHANIEL BENTLEY

VOLUME I. FROM 1630 TO 1700

NEW YORK: PUBLISHED BY J. B. LIPPINCOTT & CO.

1857

THE HISTORY OF THE CITY OF BOSTON

FROM THE FIRST SETTLEMENT TO THE PRESENT TIME

BY NATHANIEL BENTLEY

VOLUME I. FROM 1630 TO 1700

NEW YORK: PUBLISHED BY J. B. LIPPINCOTT & CO.

1857

THE HISTORY OF THE CITY OF BOSTON

FROM THE FIRST SETTLEMENT TO THE PRESENT TIME

BY NATHANIEL BENTLEY

VOLUME I. FROM 1630 TO 1700

NEW YORK: PUBLISHED BY J. B. LIPPINCOTT & CO.

1857

THE HISTORY OF THE CITY OF BOSTON
FROM THE FIRST SETTLEMENT TO THE PRESENT TIME
BY NATHANIEL BENTLEY
VOLUME I. FROM 1630 TO 1700
NEW YORK: PUBLISHED BY J. B. LIPPINCOTT & CO.
1857

G. C. M.

Private *Daniel Kane*, Company "C," 22d Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., April 21, 1869.

GENERAL ORDERS, } No. 33. }

I..Before a General Court Martial, which convened at Fort Sully, D. T., by virtue of Special Orders No. 150, series of 1868, from these Headquarters, and of which Bvt. Lt. Col. C. C. GRAY, Surgeon U. S. A., is President, was arraigned and tried:

Private *Daniel Kane*, Company "C," 22d Infantry.

CHARGE.—"Conduct prejudicial to good order and military discipline."

Specification I.—In this: that he, Private *Daniel Kane*, Company "C," 22d U. S. Infantry, having been ordered by 1st Sergeant Wm. T. Warner, Company "C," 22d Infantry—being in the execution of his office—to report at fatigue call to Headquarters, Fort Randall, D. T., for fatigue duty, did fail and neglect to so report. This at Fort Randall, D. T., on the 4th day of January, 1869.

Specification II.—In this: that he, Private *Daniel Kane*, Company "C," 22d U. S. Infantry, having failed to report as directed to Headquarters, Fort Randall, D. T., and being ordered by 1st Sergeant W. T. Warner, Company "C," 22d Infantry—in the execution of his office—to report to the Sergeant in charge of

the fatigue party, did fail and neglect to so report. This at Fort Randall, D. T., on the 4th day of January, 1869.

Specification III.—In this : that he, Private *Daniel Kane*, Company "C," 22d U. S. Infantry, when ordered by Quartermaster Sergeant Louis Perri, Company "C," 22d Infantry, to come with him to the guard-house, did refuse, and reply : "I be God damned if I do, and you can't take me singly," or words to that effect, and did not go until carried by some members of Company "C," 22d Infantry. This at Fort Randall, D. T., on the 4th day of January, 1869.

Specification IV.—In this : that he, Private *Daniel Kane*, Company "C," 22d U. S. Infantry, did make use of the following offensive and profane language in the presence of other enlisted men of Company "C," 22d Infantry : "Captain Beck is a God damned son-of-a-bitch and I can liek him," or words to that effect. This at Fort Randall, D. T., on the 4th day of January, 1869.

Specification V.—In this : that he, Private *Daniel Kane*, Company "C," 22d U. S. Infantry, while on the way to the guard-house, did make use of the following abusive and threatening language : "Sergeant Warner, you son-of-a-bitch, I'll kill you for this," or words to that effect. This at Fort Randall, D. T., on the 4th day of January, 1869.

To which *Charge* and *Specifications* the accused pleaded as follows :

To the 1st *Specification*, "Not Guilty."

To the 2d *Specification*, "Guilty."

To the 3d *Specification*, "Not Guilty."

To the 4th *Specification*, "Not Guilty."

To the 5th *Specification*, "Not Guilty."

To the *Charge*, "Not Guilty."

FINDING.

Of the *Charge* and its *Specifications*, "Guilty."

SENTENCE.

"To be confined at hard labor, under charge of the guard, for the

period of two (2) months; during the first month of said confinement to walk before the sentinel at the guard-house carrying a loaded knapsack strapped to his back weighing thirty (30) pounds, every other day from Reveille until Retreat, allowing one half hour for meals, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay, during the remainder of his term of service, which is the 24th of April, 1869.

II..The proceedings and findings of the Court in the foregoing case of Private *Daniel Kane*, Company "C," 22d Infantry, are approved. The sentence is confirmed and will be carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.

Judge Advocate.

1. The first part of the paper discusses the importance of the study and the objectives of the research. It also provides a brief overview of the methodology used in the study.

2. The second part of the paper presents the results of the study. It includes a detailed description of the data collected and the analysis performed.

3. The third part of the paper discusses the implications of the findings and the conclusions drawn from the study. It also provides recommendations for future research.

4. The fourth part of the paper provides a summary of the study and its findings. It also includes a list of references and a list of figures and tables.

5. The fifth part of the paper provides a detailed description of the methodology used in the study. It includes a list of the equipment and materials used, and a description of the procedures followed.

6. The sixth part of the paper provides a detailed description of the data collected and the analysis performed. It includes a list of the data sources and a description of the statistical methods used.

G. C. M.

Corporal *James Barnhart*, Company "B," 13th Infantry.

Headquarters, Department of Dakota,
St. Paul, Minn., April 23d, 1869.

GENERAL ORDERS, { No. 34. }

I. Before a General Court Martial, which convened at Fort Shaw, M. T., by Special Orders, No. 65, Ex. III, series of 1868, from these Headquarters, and of which Bvt. Col. GEORGE L. ANDREWS, Lt. Col. 13th Infantry, is President, was arraigned and tried :

Private *James Barnhart*, Company "B," 13th Infantry.

CHARGE I.—"Disrespect to his Commanding Officer."

Specification.—In this : that he, Corporal *James Barnhart*, Company "B," 13th U. S. Infantry, upon being told by the 1st Sergeant of said Company that his Company Commander, 1st Lieut. Wm. Auman, 13th Infantry, would not sign a pass for him, on account of previous misconduct, did reply in the following words, to wit : "*God damn his soul, I will get a pass in spite of him, or be bursted,*" or words to that effect.

CHARGE II.—"Absence without leave."

Specification.—In this : that he, Corporal *James Barnhart*, Company "B," 13th Infantry, after being refused a pass by his Company Commander, did absent himself from his Company and post, and did go to Sun River Station, a distance of five miles from his post, without proper authority, and did remain absent from 10 o'clock A. M. till 6 o'clock P. M., on the 12th day of January, 1869.

CHARGE III.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this: that he, Corporal *James Barnhart*, Company "B," 13th Infantry, upon being refused a pass by his Company Commander, did say, in the presence of several enlisted men: "*God damn his soul, I will get a pass in spite of him, or be bursted,*" or words to that effect, and did absent himself from his Company and post, and go to Sun River Station, a distance of five miles from his post, without proper authority, and did remain absent from 10 o'clock A. M. till after retreat. All this at or near Fort Shaw, M. T., on or about the 12th day of January, 1869.

To which *Charges* and *Specifications* the prisoner pleaded as follows:

To the *Specification* 1st Charge, "Not Guilty."

To the 1st *Charge*, "Not Guilty."

To the *Specification* 2d Charge, "Guilty."

To the 2d *Charge*, "Guilty."

To the *Specification* 3d Charge, Guilty, except the words "upon being refused a pass by his Company Commander, did say in the presence of several enlisted men—'*God damn his soul, I will get a pass in spite of him, or be bursted,*' or words to that effect."

To the 3d *Charge*, "Guilty."

FINDING.

Of the *Specification* 1st Charge, "Guilty," except the words—"on account of previous misconduct."

Of the 1st *Charge*, "Guilty."

Of the *Specification* 2d Charge, "Guilty."

Of the 2d *Charge*, "Guilty."

Of the *Specification* 3d Charge, "Guilty."

Of the 3d *Charge*, "Guilty."

SENTENCE.

"To be reduced to the ranks as a private soldier; to be confined at hard labor in charge of the guard, for six months, the last seven days of which shall be solitary confinement on bread and water, and to forfeit to the United States ten dollars (\$10) per month, of his monthly pay, for the same period."

II..The proceedings and findings of the Court in the foregoing case of Corporal *James Barnhart*, Company "B," 13th Infantry, are approved. The sentence is confirmed and will be carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Gen'l A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Thomas L. Lick

Major and Bvt. Lt. Col. U. S. A.,
Judge Advocate.

G. C. M.

Private *Charles H. Wood*, Company "A," 10th Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., April 24th, 1869.

GENERAL ORDERS. }
No. 35. }

I. Before a General Court Martial, which convened at Fort Ripley, Minn., by virtue of Special Orders, No. 23, current series from these Headquarters, and of which Bvt. Major E. G. Bush, Captain 10th Infantry, is President, was arraigned and tried :

Private *Charles H. Wood*, Company "A," 10th Infantry.

CHARGE—"Desertion."

Specification.—In this: that he, Private *Charles H. Wood*, Company "A," 10th Infantry, a duly enlisted soldier of the United States Army, deserted his Company and post at or near Fort Ripley, Minn., on or about the 10th day of June, 1868, and did remain absent until apprehended and confined at or near Chattanooga, Tennessee, on or about the 7th day of November, 1868. Thirty dollars has been paid for his apprehension.

To which *Charge* and *Specification* the accused pleaded "Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances now due, or which may become due him; to be indelibly marked on the left hip with

the letter "D," one and a half inches long, and to be drummed out of the service before the troops of the garrison ten days thereafter."

II.. The proceedings and findings in the foregoing case of Private Charles H. Wood, Company "A," 10th Infantry, are approved. So much of the sentence as requires that he be indelibly marked on the left hip with the letter "D," and drummed out of the service, is disapproved.

The remainder of the sentence is approved, and will be carried into execution at the post where his Company may be serving

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt Col. U. S. A.,

Judge Advocate.

G. C. M.

- 1 Private *Benjamin F. Stetson*, Company "B," 31st Infantry.
 2. Private *James Quinlin*, Company "K," 13th Infantry.
 3. Corporal *Michael Hyland*, Company "I," 31st Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., April 26, 1869.

GENERAL ORDERS. }
No. 36. }

I. Before a General Court Martial, which convened at Fort Buford, D. T., by virtue of Special Orders, No. 9, current series from these Headquarters, and of which Brevet Major THOMAS LITTLE, Captain 31st Infantry, is President, were arraigned and tried :

1st. Private *Benjamin F. Stetson*, Company "B," 31st Infantry.

CHARGE I.—"Mutinous conduct."

Specification.—In this: that he, Private *Benjamin F. Stetson*, Company "B," 31st U. S. Infantry, while in confinement undergoing sentence of a General Court Martial for desertion, and under charge of a sentinel, did, willfully, feloniously, and with malice aforethought, violently assault Private Albert J. Nicholas, Company "B," 31st U. S. Infantry, the sentinel posted over him, and did strike him with his fist, knocking him down, and did take his gun from him and escape from his charge, and did remain absent until overtaken and apprehended by a detachment of troops sent in pursuit of him. All this at or near Fort Buford, D. T., on or about the 11th day of February, 1869.

CHARGE II.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this : that he, Private *Benjamin F. Stetson*, Company "B," 31st U. S. Infantry, while in confinement undergoing sentence of General Court Martial, for desertion, and under charge of a sentinel, did feloniously steal and take away from the sentinel (Private *Albert J. Nicholas*, Company "B," 31st U. S. Infantry), one Breech-loading Springfield rifled musket—model 1866—the property of the United States, with intent to appropriate the same to his own use and benefit. All this at Fort Buford, D. T., on or about the 11th day of February, 1869.

To which *Charges* and *Specifications* the accused pleaded "Not Guilty."

FINDING.

Of the *Charges* and *Specifications*, "Guilty."

SENTENCE.

"To be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General of the Department may direct, for the period of one year."

2d. Private *James Quinlin*, Company "K," 13th Infantry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

Specification I.—In this : that he, Private *James Quinlin*, Company "K," 13th U. S. Infantry, assigned to duty with Company "B," 31st U. S. Infantry, did, in the presence of enlisted men, make use of the following disrespectful and obscene language against his Commanding Officer, Brevet Major C. J. Dickey, Captain 31st U. S. Infantry, commanding Company "B," 31st U. S. Infantry, viz : "*It would be better if the son-of-a-bitch would feed his Company better, than to send his dog down here to get feed,*" referring to his Commanding Officer, Brevet Major C. J. Dickey, Captain 31st U. S. Infantry. This in the room or quarters of Company "B," 31st U. S. Infantry, at Fort Buford, D. T., on or about the 20th day of December, 1868.

Specification II.—In this: that he, Private *James Quinlin*, Company "K," 13th U. S. Infantry, assigned to duty with Company "B," 31st U. S. Infantry, having entered the mess room of Company "B," 31st U. S. Infantry, for the purpose of getting his breakfast, did commence growling and grumbling about his rations, and having been ordered by Lance Q. M. Sergeant, John F. White, Company "B," 31st U. S. Infantry, to stop his growling and grumbling while in the Company mess-room or he would compel him, or words to that effect—the said Lance Q. M. Sergeant, John F. White, Company "B," 31st U. S. Infantry, being in the execution of his office—did willfully refuse to obey said order, and did reply—" *You nor no other man will stop me,*" or words to that effect. This at Fort Buford, D. T., on or about the morning of the 23d day of December, 1868.

To which *Charge* and *Specifications* the accused pleaded, "Not Guilty."

FINDING.

Of the *Charge* and *Specifications*, "Guilty."

SENTENCE.

"*To be confined in charge of the guard, at the place his Company is, or may be serving, and to carry a log of wood weighing twenty (20) pounds between Reveille and Retreat, each alternate day, allowing twenty (20) minutes for each meal, for the period of two calendar months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.*"

3d. Corporal *Michael Hyland*, Company "I," 31st Infantry.

CHARGE.—"Neglect of duty, to the prejudice of good order and military discipline."

Specification.—In this: that he, Corporal *Michael Hyland*, Company "I," 31st U. S. Infantry, having been regularly detailed and mounted as a Corporal of the guard, which was duly mounted at the post of Fort Buford, D. T., on or about the 11th day of February, 1869, and having been placed in charge of prisoners, did so far neglect his duty as Corporal of the guard, as to abandon his gun and go into a cave on the river bank,

and did also allow two of the sentries on duty, to abandon their guns and go into said cave, thereby leaving the prisoners in a measure unguarded, and allowing four of them to escape, one of the prisoners taking his, the said Corporal *Michael Hyland's* gun with him. All this at Fort Buford, D. T., on or about the 11th day of February, 1869.

To which *Charge* and *Specification* the accused pleaded "Not Guilty."

FINDING.

Of the *Charge* and *Specification*, "Not Guilty."

And the Court does therefore *acquit* him.

II..The proceedings and findings in the case of Private *Benjamin F. Stetson*, Company "B," 31st U. S. Infantry, are approved. The sentence is confirmed and will be carried into execution. The Minnesota State Penitentiary at *Stillwater*, Minn., is designated as the place of confinement, to which place he will be sent under proper guard at as early a period as practicable.

(2) The proceedings, findings and sentence in the case of Private *James Quinlin*, Company "K," 13th Infantry, are approved. The sentence is mitigated to ten (10) days confinement under charge of the guard.

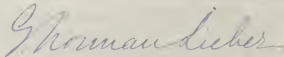
(3) The proceedings, findings and acquittal in the case of Corporal *Michael Hyland*, Company "I," 31st Infantry, are approved. He will be released from arrest and returned to duty.

By Command of Bvt. Maj. Gen'l A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Private *James Wood*, Company "I," 22d Infantry.

Headquarters, Department of Dakota,

St. Paul, Minn., April 27, 1869.

GENERAL ORDERS, { No. 37. }

I. Before a General Court Martial, which convened at Fort Rice, D. T., by virtue of Special Field Orders No. 2, series of 1868, from these Headquarters, and of which Bvt. Col. E. S. OTIS, Lieut. Col. 22d Infantry, is President, was arraigned and tried:

Private *James Wood*, Company "I," 22d Infantry.

CHARGE.—"Theft, to the prejudice of good order and military discipline."

Specification.—In this: that he, the said *James Wood*, private in Company "I," 22d Infantry, did steal twenty dollars (\$20) the property of Samuel D. Smith, and did conceal and retain said money after hearing said Private Samuel D. Smith inquiring for the same. All this at or near Fort Rice, D. T., on or about the 8th day of November, 1868.

To which *Charge* and *Specification* the accused pleaded "Not Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To be confined at hard labor, in charge of the guard, for the period of six (6) months, and to make good to Private Samuel D. Smith, Company "I," 22d Infantry, the sum of (\$4) four dollars."

II. .The proceedings and findings in the foregoing case of Private James Wood, Company "I," 22d Infantry, are approved. So much of the sentence as requires the prisoner *"to make good to Private Samuel D. Smith, Company "I," 22d Infantry, the sum of four dollars (\$4),* is disapproved, being without authority of law. A *"Court Martial in forfeiting pay by its sentence, has no power to apply it to satisfy a personal liability of the accused however justly adjudged, or to the use of his family. The amount forfeited can accrue to the United States only."*—*Holt's Digest*, page 186.

The remainder of the sentence is approved, and will be carried into execution at the post where his Company may be serving.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A

Judge Advocate

Headquarters, Department of Dakota,

ST. PAUL, MINN., APRIL 27TH, 1869.

GENERAL ORDERS, } No. 38. }

Brevet Major Robert Chandler, Captain 13th Infantry, having reported at this Headquarters, in compliance with instructions from competent authority, is hereby assigned to duty as Acting Assistant Adjutant General on the Staff of the Commanding General.

He will be obeyed and respected accordingly.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Acting Assistant Adjutant General.

THE HISTORY OF THE

PROGRESS OF THE

ART OF PRINTING

IN GREAT BRITAIN

FROM THE FIRST

TO THE PRESENT

PERIOD

OF THE

ART

HEADQUARTERS, DEPARTMENT OF DAKOTA.

ST. PAUL, MINN., MAY 15th, 1869.

GENERAL ORDERS, }
No. 39. }

I. Paragraph I, of General Orders No. 1, Headquarters Middle District, dated Fort Sully, D. T., April 23, 1869, is hereby so modified as to substitute the following list of Company officers for the list therein selected, for the (new) 22d Infantry :

Captains—S. A. Wainwright, Charles A. Webb, Jos. Bush, Geo. W. Hill, Charles J. Dickey, Francis Clark, Javan B. Irvine, George Meade, John Hartley, Chas. W. Miner.

1st. Lieutenants—James M. Marshall, A. H. Goodloe, Wm. J. Reedy, F. E. Parsons, M. Hooton, P. M. Thorne, L. D. Adair, T. H. Fisher, P. H. Ellis, M. E. Hogan.

2d. Lieutenants—G. S. L. Ward, C. Cusick, J. P. Walker, F. M. Lynde, T. P. O'Reilly, B. C. Lockwood, W. J. Campbell, O. M. Smith, F. L. Davis, O. D. Ladley.

Should any of the officers above designated, desire to be placed on "waiting orders," application may be made through the District Commander, to these Headquarters, for the necessary orders.

Bvt. Maj. Gen. D. S. Stanley, Col. 22d Infantry, is charged with the assignment of the officers to companies. As fast as the services of the officers left out by consolidation, can be dispensed with, Gen. Stanley will relieve them from duty, and authorize them to proceed to their homes, reporting at once their names and residences to these Headquarters for the necessary orders to issue in their respective cases.

By Command of Bvt. Maj. Gen'l A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.


Acting Assistant Adjutant General.

Subscription price, Five Dollars per Annum in Advance. Single Copies, Fifteen Cents.
Entered as Second-Class Matter, October 3, 1917, under Post Office No. 383, Post Office at Chicago, Ill.,
Acceptance for mailing at special rate of postage provided for in Act of October 3, 1917.
Postage paid at Chicago, Ill.

Published by THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 North Dearborn Street, Chicago, Ill.
Editorial and Business Offices: 535 North Dearborn Street, Chicago, Ill.
Telephone: AB 5-2111

Copyright, 1919, by The American Medical Association
All rights reserved

Published by THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 North Dearborn Street, Chicago, Ill.
Editorial and Business Offices: 535 North Dearborn Street, Chicago, Ill.
Telephone: AB 5-2111

Published by THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 North Dearborn Street, Chicago, Ill.
Editorial and Business Offices: 535 North Dearborn Street, Chicago, Ill.
Telephone: AB 5-2111

Published by THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 North Dearborn Street, Chicago, Ill.
Editorial and Business Offices: 535 North Dearborn Street, Chicago, Ill.
Telephone: AB 5-2111

Published by THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 North Dearborn Street, Chicago, Ill.
Editorial and Business Offices: 535 North Dearborn Street, Chicago, Ill.
Telephone: AB 5-2111

Published by THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 North Dearborn Street, Chicago, Ill.
Editorial and Business Offices: 535 North Dearborn Street, Chicago, Ill.
Telephone: AB 5-2111

Published by THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 North Dearborn Street, Chicago, Ill.
Editorial and Business Offices: 535 North Dearborn Street, Chicago, Ill.
Telephone: AB 5-2111

Published by THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 North Dearborn Street, Chicago, Ill.
Editorial and Business Offices: 535 North Dearborn Street, Chicago, Ill.
Telephone: AB 5-2111

Published by THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION, 535 North Dearborn Street, Chicago, Ill.
Editorial and Business Offices: 535 North Dearborn Street, Chicago, Ill.
Telephone: AB 5-2111

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., MAY 16, 1869.

GENERAL ORDERS, {
No. 40. }

I..The post of Fort Totten, D. T. is hereby transferred from the "Middle District" of this Department, to the "District of Minnesota."

II..The assignment of the 20th Infantry to posts in the District of Minnesota, as promulgated in General Orders No. 32, current series, from these Headquarters, is modified as follows: At Fort Snelling, Regimental Headquarters and one (1) Company: at Fort Ripley, one (1) Company; at Forts Abererombie, Wadsworth, Ransom, and Totten, two (2) Companies each. The Major of the Regiment will take post at Fort Totten.

III..The present garrison of Fort Totten, upon being relieved by the two Companies of the 20th Infantry, herein ordered to that post, will march *via* Fort Stevenson, D. T., and take post, one Company at Fort Rice, D. T., and one at Fort Sully, D. T.

Bvt. Col. J. N. G. Whistler, Major 22d Infantry, will accompany this command in its movement, and as soon as the movement is completed, will proceed to, and take post at Fort Randall, D. T.

By Command of Bvt. Maj. Gen'l. A. H. Terry.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Acting Assistant Adjutant General.



HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., MAY 17th, 1869.

GENERAL ORDERS, }
No. 41. }

In accordance with the terms of paragraph No. 4, of General Orders, No. 10, from Headquarters of the Army, March 5, 1869, the undersigned hereby relieves Brigadier and Bvt. Major General A. H. Terry, in command of the Department of Dakota.

All orders or instructions issued by my predecessor, will continue in force, unless hereafter repealed by orders from these, or superior Headquarters.

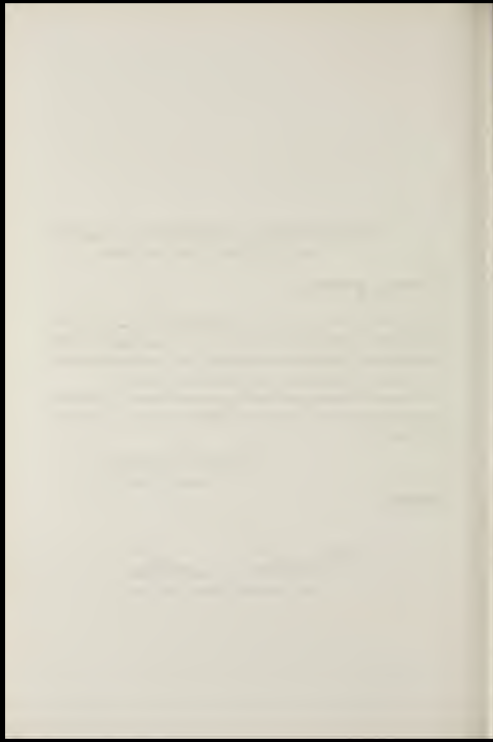
WINF'D S. HANCOCK,

Major General, U. S. A.

OFFICIAL.

A handwritten signature in dark ink, appearing to read "R. Chandler". The signature is written in a cursive style with a large, prominent initial "R".

Acting Assistant Adjutant General.



HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., MAY 18th, 1869.

GENERAL ORDERS, }
No. 42. }

Subject to the approval of the Secretary of War, the public lands inclosed by the hereinafter described survey, are hereby reserved to the United States for military purposes, and declared to be the military reservation of the post of Fort Ransom.

The initial point is eight (8) miles due south of the south-west corner of the block-house on the south-west angle of the Fort; thence due east five (5) miles; thence due north ten (10) miles; thence due west ten (10) miles; thence due south ten (10) miles; thence due east five (5) miles to the initial point. The corners are marked by mounds erected over a post, set in the ground, and similar marks are made where the line crosses the river.

Under the direction of the Post Commander, at the apex of each of the angles of the square above described, a square cut stone, one (1) foot on the edge and three and one-half ($3\frac{1}{2}$) feet in length, will be firmly imbedded eighteen inches in the ground. On the inner face of each stone the letters "U. S." will be chiseled in raised letters; on the outer face of each stone will be painted, or cut, the words "Military Reservation."

By Command of Maj. Gen'l. W. S. Hancock,
O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.

R. Chandler
Acting Assistant Adjutant General.

CONTENTS

ORIGINAL ARTICLES

THE PROBLEM OF THE PHYSICIAN IN THE CITY

THE PHYSICIAN AND THE PUBLIC

THE PHYSICIAN AND THE PATIENT

THE PHYSICIAN AND THE COMMUNITY

THE PHYSICIAN AND THE FUTURE

THE PHYSICIAN AND THE PAST

THE PHYSICIAN AND THE PRESENT

THE PHYSICIAN AND THE PEOPLE

THE PHYSICIAN AND THE PROFESSION

THE PHYSICIAN AND THE PUBLIC

THE PHYSICIAN AND THE PATIENT

THE PHYSICIAN AND THE COMMUNITY

THE PHYSICIAN AND THE FUTURE

THE PHYSICIAN AND THE PAST

THE PHYSICIAN AND THE PRESENT

HEADQUARTERS, DEPARTMENT OF DAKOTA.

ST. PAUL, MINN., MAY 18th, 1869.

GENERAL ORDERS, }
No. 43. }

The following named officers are announced as comprising the staff of the Major General commanding this Department. They will be obeyed and respected accordingly :

Brevet Brigadier General O. D. GREENE, Major, Adjutant General's Department, Adjutant General.

Brevet Major R. CHANDLER, Captain 13th Infantry, Acting Assistant Adjutant General.

Brevet Major W. P. WILSON, Capt U. S. A., Aid-de-Camp.

Captain JOHN S. WHARTON, U. S. A., Aid-de-Camp.

Brevet Major General A. BAIRD, Major, Inspector General's Department, Inspector General.

Brevet Brigadier General S. B. HOLABIRD, Lieutenant Colonel, Deputy Quartermaster General, U. S. A., Chief Quartermaster.

Brevet Major A. G. ROBINSON, Captain and Assistant Quartermaster U. S. A., Disbursing and Post Quartermaster.

Brevet Lieutenant Colonel J. H. GILMAN, Captain and Commissary of Subsistence U. S. A., Chief Commissary of Subsistence.

Brevet Major WILLIAM J. TWISING, Captain Engineers, U. S. A., Chief Engineer.

Brevet Lieutenant Colonel CHAS. T. LARNED, Major Pay Department, Chief Paymaster.

1st Lieutenant E. H. TOTTEN, U. S. A., Chief Signal Officer.

Surgeon JOHN E. SUMMERS, U. S. A., Medical Director.

Brevet Lieutenant Colonel, G. NORMAN LIEBER, Major and Judge Advocate.

Acting Assistant Surgeon A. G. BRISBINE, U. S. A., Attending Surgeon.

By Command of Maj. Gen'l. W. S. Hancock.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Acting Assistant Adjutant General.

G. C. M.

1. Private *Isaac J. Hehn*, Company "B," 20th Infantry.
 2. Private *James Micarty*, Company "H," 20th Infantry.
 3. Private *Charles Brand*, Company "H," 20th Infantry.
 4. Private *Henry McGary*, Company "H," 20th Infantry.
 5. Private *Samuel Estlow*, Company "K," 20th Infantry.
 6. Private *John R. Moran*, Company "K," 20th Infantry.
 7. Private *John Sherman*, Company "B," 20th Infantry.
 8. Wagoner *John L. Henry*, Company "H," 20th Infantry.
 9. Private *Philip McCarty*, Company "H," 20th Infantry.
 10. Private *David Bell*, Company "H," 20th Infantry.
-

Headquarters, Department of Dakota,

St. Paul, Minn., May 19, 1869.

GENERAL ORDERS, {
No. 44. }

I..Before a General Court Martial, which convened at Fort Snelling, Minn., by virtue of Special Orders, No. 69, C. S., from these Headquarters, and of which Bvt. Brig. General H. G. THOMAS, Captain 20th Infantry, is President, were arraigned and tried :

1st. Private *Isaac J. Hehn*, Company "B," 20th Infantry.

CHARGE.—"Desertion."

Specification.—In this : that he, Private *Isaac J. Hehn*, "B" Company, 20th U. S. Infantry, having been duly enlisted as a soldier in the service of the United States, did desert said service at Camp Scott, near Richmond, Va., on or about the fourteenth day of September, 1866, and did remain absent

until apprehended at Pottsville, Pa., on or about the 12th day of November, 1868. Thirty dollars reward paid for his apprehension. All this at Camp Scott, near Richmond, Va., on or about the dates above specified.

To which *Charge* and *Specification* the prisoner pleaded, "Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are or may become due; to be indelibly marked with the letter "D," three inches long on the left hip; to be dishonorably discharged the service of the United States, and to be confined at hard labor at such military prison as the Commanding General may direct, for the period of three (3) years."

2d. Private *James Micarty*, Company "H," 20th Infantry.

CHARGE.—"Desertion."

Specification.—In this: that he, Private *James Micarty*, Company "H," 20th U. S. Infantry, a duly enlisted soldier in the service of the United States, did desert said service at Shreveport, La., on or about January 16th, 1869, and did remain absent without authority until apprehended at New Orleans, La., on or about the 29th day of January, 1869. This at Shreveport, La., on or about the dates above specified.

To which *Charge* and *Specification* the prisoner pleaded, "Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are or may become due; to be indelibly marked with the letter "D," three inches long on his left hip; to be dishonorably discharged the service of the United States, and to be confined at hard labor at such military prison as the Commanding General may direct, for the period of three (3) years."

3rd. Private *Charles Brand*, Company "II," 20th Infantry.

CHARGE.—"Desertion."

Specification.—In this: that he, Private *Charles Brand*, Company "II," 20th Infantry, a duly enlisted soldier in the service of the United States, did desert said service at Shreveport, La., on or about the 14th day of March, 1869, and did remain absent without authority until returned under guard, on the 29th day of March, 1869. This at Shreveport, La., on or about the dates above specified.

To which *Charge* and *Specification* the prisoner pleaded, "Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are or may become due; to be indelibly marked with the letter "D," three inches long, on the left hip; to be dishonorably discharged the service of the United States, and to be confined at hard labor at such military prison as the Commanding General may direct, for the period of three (3) years."

4th. Private *Henry McGary*, Company "II," 20th Infantry.

CHARGE I.—"Conduct prejudicial to good order and military discipline."

Specification.—In this: that he, Private *Henry McGary*, Company "II," 20th U. S. Infantry, did, on the 25th of November, 1868, inflict, with a stiletto, a dangerous wound or wounds upon the person of John Hampson, Private Company "D," 20th U. S. Infantry, saying at the same time, "G—d d—n you, I will kill you," or words to that effect.

CHARGE II.—"Desertion."

Specification.—In this: that he, Private *Henry McGary*, Company "II," 20th U. S. Infantry, a duly enlisted soldier in the service of the United States, did desert said service at Shreveport, La., on the 14th day of December, 1868, and did remain

absent until apprehended at Lake Providence, La., January 29, 1869. All this at Shreveport, La., on or about the dates above specified.

To which *Charges* and *Specifications* the prisoner pleaded "Guilty."

FINDING.

Of the *Charges* and *Specifications*, "Guilty."

SENTENCE.

"To be dishonorably discharged the service of the United States ; to forfeit all pay and allowances that are or may become due ; to be indelibly marked with the letter "D," three inches long, on the left hip, and to be confined at hard labor in such penitentiary as the proper authority may direct, for the period of five (5) years."

5th. Private *Samuel Estlow*, Company "K," 20th Infantry."

CHARGE.—"Violation of the 46th Article of War."

Specification.—In this: that he, Private *Samuel Estlow*, Company "K," 20th Infantry, being a member of the guard, duly mounted at Baton Rouge Barracks, La., and having been posted as a sentinel, did sleep on his post. This at Baton Rouge Barracks, La., between the hours of 12 and 2 A. M., on or about the 4th of March, 1869.

To which *Charge* and *Specification* the prisoner pleaded, "Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To forfeit to the United States ten dollars of his monthly pay for six months, and to be confined at hard labor in charge of the guard, for the period of three (3) months."

6th. Private *John R. Moran*, Company "K," 20th Infantry.

CHARGE.—"Violation of the 46th Article of War."

Specification.—In this: that he, Private *John R. Moran*, Company "K," 20th Infantry, being a member of the guard duly mounted at Baton Rouge Barracks, La., and having been posted as a sentinel, did sleep on his post. This at Baton

Rouge Barracks, La., between the hours of 12 and 2 A. M., on or about the 4th day of March, 1869.

To which *Charge* and *Specification* the prisoner pleaded, "Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To forfeit to the United States ten dollars of his monthly pay for six months, and to be confined at hard labor in charge of the guard, for the period of three (3) months."

7th. Private *John Sherman*, Company "B," 20th Infantry.

Charge.—"Thett, to the prejudice of good order and military discipline."

Specification.—In this : that he, Private *John Sherman*, Company "B," 20th Infantry, did steal, take and carry off two (2) government shirts, the property of the United States. All this at or near the quartermaster's store at Fort Snelling, Minn., on or about the 23d day of April, 1869.

To which *Charge* and *Specification* the prisoner pleaded "Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"To forfeit all pay and allowances that are or may become due ; to be dishonorably discharged and drummed out of the service of the United States, and to be confined in such penitentiary as the proper authority may direct, for the period of six (6) months."

8th. Wagoner *John L. Henry*, Company "H," 20th Infantry.

CHARGE I.—"Drunk on duty."

CHARGE II.—"Conduct prejudicial to good order and military discipline."

CHARGE III.—"Disrespect towards a superior officer."

To which *Charges* and their *Specifications* the prisoner pleaded "Guilty."

FINDING.

Of the *Charges* and their *Specifications*, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are, or may become due; to be dishonorably discharged the service of the United States, and to be confined at hard labor in such military prison as the proper authority may direct, for the period of one (1) year.

9th Private *Philip McCarty*, Company "H," 20th Infantry.

CHARGE.—"Violation of the 45th Article of War."

Specification.—In this: that he, Private *Philip McCarty*, Company "H," 20th U. S. Infantry, being member of a guard at the store-house of the depot Quartermaster, Shreveport, La., and having been duly posted as a sentinel, at said store house, on the night of February 5th, 1869, did become so drunk, or get under the influence of liquor to such an extent, as to be unable to walk his post, and was totally unfit for duty. This at Shreveport, La., on or about the date above specified.

To which *Charge* and *Specification* the prisoner pleaded "Not Guilty."

FINDING.

Of the *Charge* and *Specification*, "Not Guilty."

And the Court does therefore *acquit him*.

10th. Private *David Bell*, Company "H," 20th Infantry.

CHARGE.—"Conduct prejudicial to good order and military discipline."

Specification I.—In this: that he, Private *David Bell*, Company "H," 20th U. S. Infantry, did, at the Commissary at Shreveport, La., on the 10th day of February, 1869, interfere with First Sergeant Robert Derner, Company "G," 20th U. S. Infantry, he, Sergeant Derner, being in the proper performance of his duties at the time, and did abuse the said Sergeant Der-

ner, by threatening to tear off his stripes, and did call him a "damned son-of-a bitch," or words to that effect.

Specification II.—In this: that he, the said Private *David Bell*, Co. "H," 20th U. S. Infantry, having been told by Acting Assistant Surgeon Milton A. Roach, U. S. A., to desist from the abuse of, and interference with First Sergeant Robert Derner, Company "G," 20th U. S. Infantry, who was in the performance of his duty at the Commissary at Shreveport, La., on the 10th day of February, 1869, did abuse the said Acting Assistant Surgeon Milton A. Roach, U. S. A., by calling him a "damned son-of-a-bitch," and telling him it was none of his business.

Specification III.—In this: that he, the said Private *David Bell*, Co. "H," 20th U. S. Infantry, did, on the 10th day of February, 1869, at the commissary in Shreveport, La., draw a knife on Acting Assistant Surgeon Milton A. Roach, U. S. A., and did run at him with the same, and did say: "I will kill you, you damned son of a bitch," but was prevented from using violence by Sergeant Derner drawing his pistol on him.

Specification IV.—In this: that he, the said Private *David Bell*, Co. "H," 20th U. S. Infantry, having been regularly detailed as wagoner or teamster in the Quartermaster's Department, at Shreveport, La., was drunk while on duty on the afternoon of the 10th day of February, 1869. All this at Shreveport, La., on or about the 10th day of February, 1869.

To which *Charge* and *Specifications* the prisoner pleaded "Not Guilty."

FINDING.

Of the 1st *Specification*, "Guilty," except the words: "*damned son-of-a-bitch.*"

Of the 2d *Specification*, "Guilty," omitting the words "*son of a bitch,*" substituting the words, "God damn you, it is none of your business, and you have got nothing to do with it."

Of the 3d *Specification*, "Guilty," except the words, "*I will kill you, you damned son of a bitch,*" but attach less than ordinary crim-

inality to the drawing of the knife on account of the circumstances under which the prisoner drew the knife.

Of the 4th *Specification*, "Not Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are or may become due; to be confined at hard labor at such place as the proper authority may direct, for the balance of his term of enlistment, and to be dishonorably discharged the service of the United States."

II. The proceedings and findings in the cases of Privates *Isaac J. Hehn*, Company "B," *James Micarty* and *Charles Brand*, Company "H," 20th Infantry, are approved. So much of the sentences as is contained in the words, "*to be indelibly marked with the letter 'D,' three inches long on the left hip,*" is remitted. The remainder of the sentences is confirmed and will be duly executed. Fort Snelling, Minn., is designated as the place of confinement.

The proceedings, findings and sentence in the case of Private *Henry McGary*, Company "H," 20th Infantry, are approved. So much of the sentence as relates to indelibly marking the prisoner with the letter "D," three inches long, on the left hip, is remitted. The remainder of the sentence will be duly executed. The Minnesota State Penitentiary, at Stillwater, Minn., is designated as the place of confinement, to which place he will be sent, under proper guard, at as early a period as practicable.

The proceedings and findings in the cases of Privates *Samuel Estlow*, and *John R. Moran*, Company "K," 20th Infantry, are approved. The sentences are confirmed, and will be carried into execution at the posts where their companies may be serving.

The proceedings and findings in the case of Private *John Sherman*, Company "B," 20th Infantry, are approved. The sentence is confirmed, and will be duly executed. The Minnesota State Penitentiary, at Stillwater, Minn. is designated as the place of confinement, to which place he will be sent under proper guard at as early a period as practicable.

The proceedings and findings in the case of Wagoner *John L. Henry*, Co. "H," 20th Infantry, are approved. The sentence is

confirmed and will be duly executed. Fort Snelling, Minn., is designated as the place of confinement.

The proceedings, findings and acquittal in the case of Private *Philip McCarty*, Company "H," 20th Infantry, are approved. He will be released from confinement and returned to duty.

The proceedings in the case of Private *David Bell*, Company "H," 20th Infantry, are disapproved, it being impracticable to reconvene the court, and the record, in addition to other irregularities, not showing the finding to the charge. This omission is an evidence of neglect on the part of those whose duty it is to satisfy themselves of the completeness of the record, the result of which is the escape from all punishment of an offender of whom an example should have been made. Private *Bell* will be released from confinement and returned to duty.

III. The General Court Martial which convened at Fort Snelling, Minn., by virtue of Special Orders, No. 69, C. S. from these Headquarters, and of which Bvt. Brig. General H. G. THOMAS, Captain 20th Infantry, is President, is hereby dissolved.

By Command of Maj. Gen'l Hancock.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.

Judge Advocate.



G. C. M.

Private *William Deleay*, Company "K," 13th Infantry.

Headquarters, Department of Dakota,
St. Paul, Minn., May 20th, 1869.

GENERAL ORDERS, }
No. 45. }

I..Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders, No. 65, series of 1868, and of which Bvt. Col. GEORGE L. ANDREWS, Lieut. Col. 13th Infantry, is President, was arraigned and tried :

Private *William Deleay*, Company "K," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline.

Specification.—In this : that he, Private *William Deleay*, Company "K," 13th Infantry, being a member of the guard, regularly mounted at Fort Shaw, M. T., on the 20th day of April, 1869, and being in charge of convict prisoner James Sword, did permit said prisoner—James Sword—to go so far away from him as to give said prisoner—James Sword—an opportunity to escape, and did permit said prisoner—James Sword—to run away and escape. This at or near Fort Shaw, M. T., on or about the 20th day of April, 1869.

To which *Charge* and *Specification* the prisoner pleaded "Not Guilty."

FINDING.

Of the Charge and Specification, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances now due, or that may become due him to March 29, 1870, except the just dues of the laundress, and to be confined at hard labor, under charge of the guard, wearing a twenty four (24) pound ball attached to his leg by a chain, during the remainder of his enlistment, which expires March 29, 1870, and then to be dishonorably discharged the service."

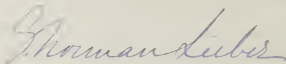
II. The proceedings and findings of the Court in the case of Private *William Delcay*, Company "K," 13th Infantry, are approved. The sentence is confirmed and will be duly executed at the post where his Company may be serving.

By Command of Maj. Gen'l. Hancock,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col. U. S. A.,
Judge Advocate.

HEADQUARTERS, DEPARTMENT OF DAKOTA.

ST. PAUL, MINN., MAY 24, 1869.

GENERAL ORDERS, } No. 46. }

Subject to the approval of the Secretary of War, the public lands inclosed by the hereinafter described survey, are hereby reserved to the United States for military purposes, and are declared to be the Military Reservation of the Post of Fort Sully, Dakota Territory.

The initial point is at a limestone rock, set in the side of a hill, with the letter "R" cut in its face; five (5) chains and seventy-two (72) links south one degree (1°) east of a limestone rock, on the northwest face of the basin of a large, never failing spring near the head waters of Spring creek, which latter rock has a hole drilled in its face, and the letters "U. S. R." marked upon it. thence from the initial point south sixty-five degrees (65°) west, to a point at low water mark on the eastern bank of an island, known as Wa-Ka-boju island, which point is marked by a square cut stone with the letters "U. S. R." cut in its face; thence along the eastern shore of said island in a southerly direction to the southernmost point of the same, which point is marked by a square cut stone with the letters "U. S. R." cut in its face; thence south sixty five degrees (65°) west, to a point at high water mark on the west bank of the Missouri river, which point is marked by a square cut stone with the letters "U. S. R." cut in its face; thence up and along the west bank of the Missouri river, as it winds, to a point marked by a square cut stone with the letters "U. S. R." cut in its face, at high water mark, on the west bank of said river, south seventy-five degrees (75°) west from a granite boulder on the east bank of the Missouri river, which boulder is marked with the letters "U. S. R." cut in its face; thence north, seventy-five degrees (75°) east one hundred and seventy-six and three quarters (176 $\frac{3}{4}$) chains, to a limestone rock with the letter "R" cut in its face; thence south forty five degrees (45°) east, eight hundred and eighty-nine (889) chains and forty-five

(43) links to a limestone rock with the letter "R" cut in its face: thence south sixty-five degrees (65°) west, forty-one (41) chains and eighty (80) links to the initial point, being forty-two (42) square miles, or twenty-seven thousand two hundred and seventy-five (27,275) acres, more or less.

By Command of Maj. General Hancock.

O. D. GREENE,

Assistant Adjutant General

OFFICIAL.

.....
Acting Assistant Adjutant General.

G. C. M.

Private *Robert Hensel*, Company "K," 31st Infantry.

Headquarters, Department of Dakota,
St. Paul, Minn., May 22d, 1869.

GENERAL ORDERS,)
No. 47.)

I. Before a General Court Martial, which convened at Fort Totten, D. T., by virtue of Special Orders, No. 58, series of 1868, from these Headquarters, and of which Bvt. Col. J. N. G. WHISTLER, Major 31st Infantry, is President, was arraigned and tried:

Private *Robert Hensel*, Company "K," 31st Infantry.

CHARGE.—"Conduct prejudicial to good order and military discipline."

Specification.—In this: that Private *Robert Hensel*, Company "K," 31st U. S. Infantry, while in the quarters of said Company, did engage in a personal altercation with Private John Carney, Company "K," 31st U. S. Infantry, and did draw a pistol and willfully and maliciously shoot at and wound said Private John Carney, Company "K," 31st U. S. Infantry. All this at Fort Totten, D. T., on or about the 9th day of March, 1869.

To which *Charge* and *Specification* the accused pleaded "Not Guilty."

FINDING.

Of the *Specification*, "Guilty," except the words "*and willfully and maliciously shoot at and wound said Private John Carney, Company K, 31st U. S. Infantry.*"

Of the *Charge*.—"Guilty."

SENTENCE.

"*To forfeit five dollars (\$5) per month of his monthly pay for four months, and to be confined, in charge of the guard, for the same period.*"

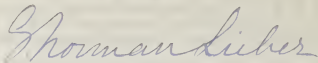
H. The proceedings and findings in the foregoing case of Private Robert Hensel, Company "K," 31st Infantry, are approved. The sentence is confirmed, and will be carried into execution at the post where his Company may be serving.

By Command of Maj. Gen'l Hancock,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

G. C. M.

Private *Thomas Howard*, Company "A," 22d Infantry.

Headquarters, Department of Dakota,
St. Paul, Minn., May 24th, 1869.

GENERAL ORDERS, { No. 48. }

I. Before a General Court Martial which convened at Fort Rice, D. T., by virtue of Special Orders No. 20, current series, from these Headquarters, and of which Bvt. Col. E. S. OTIS, Lieut. Colonel 22d Infantry, is President, was arraigned and tried :

Private *Thomas Howard*, Company "A," 22d Infantry.

CHARGE.—"Theft, to the prejudice of good order and military discipline."

Specification.—In this: that he, *Thomas Howard*, an enlisted soldier in the service of the United States, and private of "A" Company, 22d Infantry, did steal and appropriate to his own use, certain property or articles of clothing belonging to the enlisted men of said Company, to wit: One linen towel, one fur cap, two pocket handkerchiefs, and one silk necktie, and did retain the property until the same was found in his possession and taken therefrom. All this at Fort Rice, D. T., during the months of December, 1868, and January and February, 1869.

To which *Charge* and *Specification* the accused pleaded "Not Guilty."

FINDING.

Of the *Charge and Specification*, "Guilty."

SENTENCE.

"To be confined at hard labor, under charge of the guard, for a period of four (4) months."

H. The proceedings and findings in the case of Private *Thomas Howard*, Company "A," 22d Infantry, are approved. The sentence is entirely inadequate—larceny being an offence of such a degrading character, that none guilty of it should be retained in the service. In order that the prisoner may not go unpunished, the sentence is confirmed, and will be carried into execution at the post where his Company may be serving.

By Command of Maj. Gen'l Hancock,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

*Major and Bvt. Lt. Col. U. S. A.,
Judge Advocate.*

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., MAY 18th, 1869.

GENERAL ORDERS, }
No. 49. }

Hereafter all officers of the army arriving in this city will be expected to call at the Headquarters of the Commanding General, and register, in a book provided for that purpose in the office of the Assistant Adjutant General, their names, by what authority in the city, or on what duty, and their probable length of stay.

By Command of Maj. Gen'l. W. S. Hancock,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Acting Assistant Adjutant General.

2. *Quercus agrifolia* (L.) Fernald

Quercus agrifolia (L.) Fernald, *Forest Trees of Oregon*, p. 100, 1916. (Fig. 1)

Quercus agrifolia (L.) Fernald, *Forest Trees of Oregon*, p. 100, 1916. (Fig. 1)
This species is common in the Pacific Northwest, especially in the coastal region. It is a large, spreading tree with a thick, deeply furrowed bark. The leaves are alternate, ovate to elliptic, with a serrated margin and a prominent midrib. The acorns are large, with a long, slender pedicel. The tree is adapted to a variety of soil conditions, but is particularly common on sandy or gravelly soils. It is a long-lived species, often reaching over 100 years of age.

Quercus agrifolia (L.) Fernald, *Forest Trees of Oregon*, p. 100, 1916. (Fig. 1)

Quercus agrifolia (L.) Fernald, *Forest Trees of Oregon*, p. 100, 1916. (Fig. 1)

Quercus agrifolia (L.) Fernald, *Forest Trees of Oregon*, p. 100, 1916. (Fig. 1)

Quercus agrifolia (L.) Fernald, *Forest Trees of Oregon*, p. 100, 1916. (Fig. 1)

Quercus agrifolia (L.) Fernald, *Forest Trees of Oregon*, p. 100, 1916. (Fig. 1)

Quercus agrifolia (L.) Fernald, *Forest Trees of Oregon*, p. 100, 1916. (Fig. 1)

G. C. M.

1. Private *Robert Cecil*, Company "H," 10th Infantry.
 2. Private *William Quillan*, Company "F," 10th Infantry.
-

Headquarters, Department of Dakota,
St. Paul, Minn., May 25, 1869.

GENERAL ORDERS. } No. 50. }

I. Before a General Court Martial which convened at Fort Abercrombie, D. T., by virtue of Special Orders No. 11, current series from these Headquarters, and of which Bvt. Brig. General W. H. SIDELL, Lieut. Col. 10th Infantry, is President, were arraigned and tried:

1st. Private *Robert Cecil*, Company "H," 10th Infantry.

CHARGE.—"Violation of the 99th Article of War."

Specification.—In this: that he, *Robert Cecil*, a private of Company "H," 10th U. S. Infantry, did strike with his rifle, First Sergeant Philip Wheeler, of Company "H," 10th U. S. Infantry, he, First Sergeant Wheeler, being at the time in the execution of his duty. All this at Fort Ransom, D. T., on or about the 20th day of January, 1869.

ADDITIONAL CHARGE.—"Violation of the 99th Article of War."

Specification.—In this: that he, Private *Robert Cecil*, of Company "H," 10th Regiment of Infantry, Army of the United States, did, after having received from the Post Surgeon certain medicines, contemptuously throw the same upon the ground

in the presence of officers and enlisted men of the command, thereby showing disrespect for the Post Surgeon, Assistant Surgeon C. E. Munn, U. S. A. This at Fort Ransom, D. T., on or about the 28th day of March, 1869.

To which *Charges* and *Specifications* the accused pleaded as follows :

To the *Charge* and *Specification*, "Not Guilty."

To the *Additional Charge* and *Specification*, "Not Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

Of the *Additional Charge* and *Specification*, "Guilty."

SENTENCE.

"*To be dishonorably discharged and bugled out of the United States service, with the loss of all pay now due or that may become due, and afterwards to be confined at hard labor at such military prison as the Reviewing officer may direct, for the period of two (2) years.*"

2d. Private *William Quillan*, Company "F," 10th Infantry.

CHARGE.—"Violation of the forty sixth Article of War."

Specification.—In this : that he, Private *William Quillan*, of Company "F," 10th Infantry, having been duly detailed and mounted as a member of the Post Guard, and having been duly posted as a sentinel at or about 10 30 P. M., did leave his post before he was, and without having been regularly relieved. This at Fort Ransom, D. T., on or about the night of the 22d of February, 1869.

To which *Charge* and *Specification* the prisoner pleaded "Guilty."

FINDING.

Of the *Charge* and *Specification*, "Guilty."

SENTENCE.

"*To be confined at hard labor, under charge of the guard, at the post where his Company may be serving for the period of six (6) months*

and to forfeit to the United States twelve dollars per month of his monthly pay, for the same period of time."

II. .The proceedings and findings in the case of Private *Robert Cecil*, Company "H," 10th Infantry, are approved. The sentence is confirmed, and will be duly executed. Fort Snelling, Minn., is designated as the place of confinement.

(2). .The proceedings and findings in the case of Private *William Quillan*, Company "F," 10th Infantry, are approved. The sentence is confirmed, and will be duly executed.

By Command of Maj. Gen'l. Hancock,
O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.

*Major and Bet. Lt. Col. U. S. A.,
Judge Advocate.*



HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., MAY 27, 1869.

GENERAL ORDERS, }
No. 51. }

During the temporary absence of the following named Department Staff Officers on duty with the Commanding General on a tour of inspection through the department, their office duties at these Headquarters will be performed by the officers hereinafter named:

Bvt. Maj. R. CHANDLER, Captain 13th Infantry, will perform the duties of Assistant Adjutant General.

Bvt. Maj. A. G. ROBINSON, Captain and Assistant Quartermaster, will perform the duties of the Chief Quartermaster.

Captain Wm. P. MARTIN, Military Storekeeper, will perform the duties of the Chief Commissary of Subsistence; he will also relieve Bvt. Lt. Col. J. H. GILMAN, in his duties as Depot and purchasing Commissary of Subsistence in this city.

Bvt. Lieut. Col. G. N. LIEBER, Major, Judge Advocate's Department, will perform the duties of Inspector General.

Bvt. Lieut. Col. A. HEGER, Surgeon U. S. A., will perform the duties of Medical Director.

The officers whose duties are to be performed as above directed, will instruct their representatives as far as practicable, upon all points likely to arise in regard to their respective duties.

By Command of Maj. General Hancock.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Acting Assistant Adjutant General.



HEADQUARTERS, DEPARTMENT OF DAKOTA.
ST. PAUL, MINN., JUNE 7, 1869.

GENERAL ORDERS, {
No. 52. }

The following Circular received from Headquarters of the Army,
is published for the information and guidance of this command :

“ HEADQUARTERS OF THE ARMY,
ADJUTANT GENERAL'S OFFICE.

Washington, June 1, 1869.

[CIRCULAR.]

Officers who render lists of deserters, reports of apprehensions,
&c., under the provisions of General Orders No. 7, series of 1866,
from this office, will hereafter forward such returns *only* when
desertions actually occur, apprehensions are made, or other facts
to be reported in that connection. Returns *in blank* will not be
required.

BY COMMAND OF GENERAL SHERMAN :

E. D. TOWNSEND,

Adjutant General.”

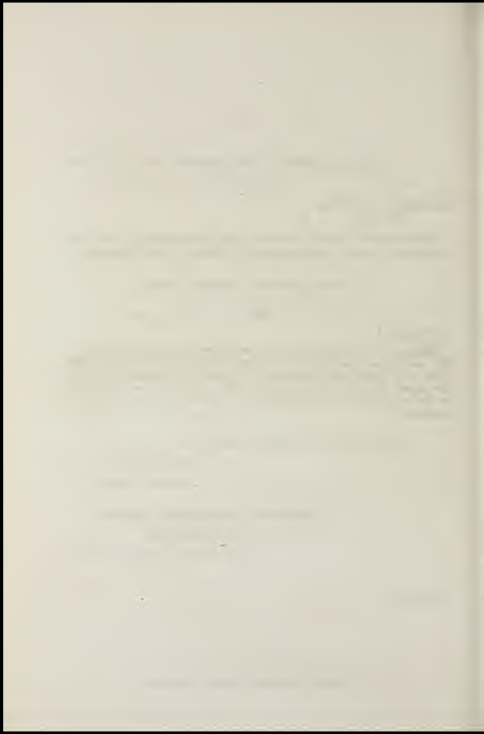
By Command of Maj. Gen'l Hancock,

R. CHANDLER,

Acting Assistant Adjutant General.

OFFICIAL :

Acting Assistant Adjutant General.



G. C. M.

Private *James Coyle*, Company "I," 13th Infantry.

Headquarters, Department of Dakota,
St. Paul, Minn., June 8th, 1869.

GENERAL ORDERS, }
No. 53. }

1. Before a General Court Martial, which convened at Fort Shaw, M. T., by virtue of Special Orders, No. 65, series of 1868, from these Headquarters, and of which Bvt. Col. GEO. L. ANDREWS, Lt. Col., 13th Infantry, is President, was arraigned and tried:

Private *James Coyle*, Company "I," 13th Infantry.

CHARGE I.—“Drunkenness, to the prejudice of good order and military discipline.”

Specification I.—In this: that he, Private *James Coyle*, Company "I," 13th Infantry, did become so much under the influence of intoxicating liquor as to be unfit to perform the duties of a soldier properly. This on the 12th day of March, 1869, at Fort Shaw, M. T.

Specification II.—In this: that he, Private *James Coyle*, Company "I," 13th Infantry, did become so much under the influence of intoxicating liquor as to be unfit to perform the duties of a soldier properly. This on the 13th day of March, 1869, at Fort Shaw, M. T.

CHARGE II.—“ Drunkenness on duty.”

Specification.—In this : that he, Private *James Coyle*, Company “ I,” 13th Infantry, having been detailed for duty as member of the post guard, was so much under the influence of intoxicating liquor as to be unfit to perform said duty properly. This on the 13th day of *March*, 1869, at Fort Shaw, M. T.

To which *Charges* and *Specifications* the prisoner pleaded “ Not Guilty.”

FINDING.

Of the *Charges* and *Specifications*, “ Guilty.”

SENTENCE

“ To be confined, under charge of the guard, for ten days, and during that time to be paraded in front of the guard house from reveille until retreat, bearing a placard on which are the words, “ DRUNKARD,” “ WORTHLESS,” in letters six inches long, and at the expiration of that time to have his head shaved, and to be drummed out of the service.”

II..The proceedings, findings and sentence in the case of Private *James Coyle*, Company “ I,” 13th Infantry, are approved, but in consideration of the length of time the prisoner has already been in confinement, the sentence is remitted.

He will be released from confinement and returned to duty.

By Command of Maj. Gen'l Hancock.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.

Judge Advocate.

G. C. M.

1. Private *William Wallace*, Company "B," 31st Infantry.
 2. Private *Samuel Gardner*, Company "G," 31st Infantry.
-

HEADQUARTERS, DEPARTMENT OF DAKOTA,
SAINT PAUL, MINN., JUNE 23d, 1869.

GENERAL ORDERS, {
No. 54. }

I. Before a General Court Martial, which convened at Fort Buford, D. T., by virtue of Special Orders No. 9, current series, from these Headquarters, and of which Bvt. Major THOMAS LITTLE, Captain 31st Infantry, is President, were arraigned and tried :

1st. Private *William Wallace*, Company "B," 31st Infantry.

CHARGE I.—"Desertion."

Specification.—In this : that he, Private *William Wallace*, Company "B," 31st U. S. Infantry, a duly enlisted soldier in the service of the United States, while in confinement and awaiting sentence of a General Court Martial, on or about the night of the 31st day of October, 1868, did desert said service from Fort Buford, D. T., and did remain absent until on or about the 3d day of November, 1868, when he surrendered himself.

CHARGE II.—"Desertion."

Specification.—In this : that he, Private *William Wallace*, Com-

pany "B," 31st U. S. Infantry, a duly enlisted soldier in the service of the United States, while in confinement, and awaiting sentence of a General Court Martial, did desert said service on or about the 3d day of December, 1868, from Fort Buford, D. T., and did remain absent until on or about the 24th day of December, 1868, when he was apprehended at Fort Buford, D. T.

CHARGE III.—"Desertion."

Specification.—In this: that he, Private William Wallace, Company "B," 31st U. S. Infantry, a duly enlisted soldier in the service of the United States, while in confinement, awaiting sentence of a General Court Martial, did desert said service, and did remain absent until apprehended by a detachment of troops sent in pursuit of him. All this at or near Fort Buford, D. T., on or about the 11th day of February, 1869.

CHARGE IV.—"Mutinous Conduct."

Specification I.—In this: that he, Private William Wallace, Company "B," 31st U. S. Infantry, while in confinement and awaiting sentence of a General Court Martial, and under charge of the guard, did willfully, feloniously and with malice aforethought, conspire with prisoners, Private Benjamin F. Stetson, Company "B," 31st U. S. Infantry, Private Samuel Gardner, Company "G," 31st U. S. Infantry, and others, for the purpose of overpowering the guard, capturing their muskets, and escaping from their charge. All this at or near Fort Buford, D. T., on or about the 11th day of February, 1869.

Specification II.—In this : that he, Private *William Wallace*, Company "B," 31st U. S. Infantry, while in confinement, awaiting sentence of a General Court Martial, and under charge of the guard, did, in combination with Private Benjamin F. Stetson, Company "B," 31st U. S. Infantry, Private Samuel Gardner, Company "G," 31st U. S. Infantry, and others, overpower the guard and capture their muskets and escape from their charge. This at Fort Buford, D. T., on or about the 11th day of February, 1869.

CHARGE V.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this : that he, Private *William Wallace*, Company "B," 31st U. S. Infantry, while in confinement and awaiting sentence of a General Court Martial, did feloniously steal and take away one breech-loading Springfield Rifled Musket, (model 1866,) the property of the United States, with intent to appropriate the same to his own use and benefit. All this at Fort Buford, D. T., on or about the 11th day of February, 1869.

To which *Charges* and *Specifications* the accused pleaded "Not Guilty."

FINDING.

Of the *Charges* and *Specifications*, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are or may become due him, except the necessary fatigue clothing and the just dues of the laundress; to be confined at hard labor, in charge of the guard, for two calendar months, at the expiration

of which confinement, to have his head shaved; to be indelibly branded on the left hip with the letter "D," two inches long, and to be drummed out of the service. This sentence to be executed at the place where his Company is, or may be serving."

2d. Private *Samuel Gardner*, Company "G," 31st Infantry.

CHARGE I.—"Desertion."

Specification.—In this: that he, Private *Samuel Gardner*, Co. "G," 31st U. S. Infantry, a duly enlisted soldier in the service of the United States, while in confinement awaiting sentence of a General Court Martial, did desert said service, and did remain absent until apprehended by a detachment of troops sent in pursuit of him. All this at or near Fort Buford, D. T., on or about the 11th day of February, 1869.

CHARGE II.—"Mutinous Conduct."

Specification I.—In this: that he, Private *Samuel Gardner*, Company "G," 31st U. S. Infantry, while in confinement awaiting sentence of a General Court Martial, and under charge of the guard, did willfully, feloniously, and with malice aforethought, conspire with prisoners, Privates Benjamin F. Stetson, and William Wallace, Company "B," 31st U. S. Infantry, and others, for the purpose of overpowering the guard, capturing their muskets, and escaping from their charge.

Specification II.—In this: that he, Private *Samuel Gardner*, Company "G," 31st U. S. Infantry, while in confinement awaiting sentence of a General Court Martial, and under charge of the guard, did, in combination with Private Benjamin F. Stetson, Company "B," 31st

U. S. Infantry, Private William Wallace, Company "B," 31st U. S. Infantry, and others, overpower the guard, and capture their muskets, and escape from their charge. This at Fort Buford, D. T., on or about the 11th day of February, 1869.

CHARGE III.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this: that he, Private *Samuel Gardner*, Co. "G," 31st U. S. Infantry, while in confinement awaiting sentence of a General Court Martial, did feloniously steal and take away one breech-loading Springfield Rifled Musket (model 1866) the property of the United States, with intent to appropriate the same to his own use and benefit. All this at Fort Buford, D. T., on or about the 11th day of February, 1869.

To which *Charges* and *Specifications* the accused pleaded "Not Guilty."

FINDING.

Of the *Charges* and *Specifications*. "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are or may become due him, except the necessary fatigue clothing, and the just dues of the laundress; to be confined at hard labor, in charge of the guard, for two (2) calendar months, at the expiration of which confinement to have his head shaved; to be indelibly branded on the left hip with the letter "D," two inches long, and to be drummed out of the service. This sentence to be executed at the place where his Company is, or may be serving."

II..The proceedings and findings in the cases of Privates

William Wallace, Company "B," and *Samuel Gardner*, Company "G," 31st Infantry, are approved. So much of the sentences as relates to the branding and drumming out of service, is disapproved. That portion which requires that the prisoners have their heads shaved, is remitted. The remainder of the sentences is approved, and will be duly executed.

III.. The General Court Martial convened at Fort Buford, D. T., by Special Orders, No. 9, current series, from these Headquarters, and of which Bvt. Major THOMAS LITTLE, Capt. 31st Infantry, is President, is hereby dissolved.

BY COMMAND OF MAJ. GEN'L HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Major and Bvt. Lt. Col. U. S. A.

Judge Advocate.





HEADQUARTERS, DEPARTMENT OF DAKOTA,
SAINT PAUL, MINN., JUNE 30, 1869.

GENERAL ORDERS, {
No. 55. }

Subject to the approval of the Secretary of War, the public lands inclosed by the hereinafter described survey, are hereby reserved to the United States for Military purposes, and are declared to be the Military Reservation of Fort Totten, Dakota Territory.

The initial point is at a post in the center of a pile of stones on the southern shore of Meneewaukan or Devil's Lake, five (5) miles and three hundred (300) rods west one degree (1°) north from the center of the permanent post; thence south thirty degrees (30°) east, nine (9) miles and one hundred and ninety-six (196) rods, to a post on the north bank of the Shyenne River, thence south-easterly along the north bank of the river, nine (9) miles and one hundred and eighty-two (182) rods to a post also on the north bank of the Shyenne river; thence east thirty degrees, (30°) north, four (4) miles and two hundred and fifty six (256) rods, to a post; thence north thirty degrees (30°) west, ten (10) miles and one hundred and ninety-two (192) rods to a post on the southern bank of Devil's Lake, in the center of a pile of stones, thence along the southern shore of Devil's Lake twenty-nine (29) miles and three hundred and sixteen (316) rods to the point of beginning.

The Commanding Officer at Fort Totten will cause to be erected, in place of the posts above described, permanent cut stones, firmly imbedded in the ground; on the inner faces of each stone, the letters "U. S." will be chiseled, in raised letters, and on the outer face of each stone will be painted or cut, the words "Military Reservation."

BY COMMAND OF MAJ. GEN'L HANCOCK,

R CHANDLER,

Acting Assistant Adjutant General.

OFFICIAL.



Acting Assistant Adjutant General.

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY

RECEIVED
JAN 10 1964

TO THE DIRECTOR, UNIVERSITY OF CHICAGO
FROM THE DIRECTOR, UNIVERSITY OF CHICAGO
SUBJECT: [illegible]

RE: [illegible]
[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

HEADQUARTERS, DEPARTMENT OF DAKOTA,
SAINT PAUL, MINN., JULY 1st, 1869.

GENERAL ORDERS, {
No. 56. }

The following Circular is published for the information and guidance of all concerned.

HEADQUARTERS OF THE ARMY.

ADJUTANT GENERAL'S OFFICE,

Washington, June 11, 1869.

[CIRCULAR.]

By direction of the Secretary of War, formal seals will hereafter be fixed to all official bonds given by officers of the Army, as Quartermasters, &c., and none but bonds formally sealed with wax. "or other adhesive substance," will hereafter be accepted from contractors or their sureties; and this, notwithstanding that the law of the State where the instrument is executed may dispense with such seals.

BY COMMAND OF GENERAL SHERMAN:

E. D. TOWNSEND,

Adjutant General.

BY COMMAND OF MAJ. GEN'L HANCOCK,

R. CHANDLER,

Acting Assistant Adjutant General.

OFFICIAL.

Acting Assistant Adjutant General.



HEADQUARTERS, DEPARTMENT OF DAKOTA,
SAINT PAUL, MINN., JULY 6th, 1869.

GENERAL ORDERS, {
No. 57. }

The following communication from the Adjutant General's Office, is published for the information and guidance of this command :

ADJUTANT GENERAL'S OFFICE,
Washington, June 24th, 1869.

SIR:—For the purpose of making competition more convenient and general, the Secretary of War directs that, after the date of receipt of these instructions by officers of the Army, and others acting under orders from the War Department, or the heads of the several Bureaus thereof, in inviting proposals for contracts and making sales of Government property, at least thirty (30) days' notice will be given to the public between the first publication of any advertisement in the newspaper, and the date of opening proposals, or of sales ; but no more than six (6) insertions (which must be given on consecutive days) of any advertisement will be ordered in any newspaper, without special authority from the Secretary of War.

Please notify the officers of your Command accordingly.

Very respectfully, your obedient servant,

(Signed) E. D. TOWNSEND,
Adjutant General.

BY COMMAND OF MAJ. GEN L. HANCOCK,
R. CHANDLER,
Acting Assistant Adjutant General.

OFFICIAL.

Acting Assistant Adjutant General.



HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., JULY 8, 1869.

GENERAL ORDERS, }
No. 58. }

The following General Order is published to this command for the information and guidance of all concerned :

HEADQUARTERS OF THE ARMY,
ADJUTANT GENERAL'S OFFICE,
Washington, June 25, 1869.

GENERAL ORDERS, }
No. 57. }

The following order has been received from the War Department, and is published for the government of all concerned :

In "final statements," as well as receipts for money and property, and papers of like character, money amounts, in all cases, shall be written out in full, and also expressed by figures in brackets. This requirement is not designed to change the established practice in making out and filling up all regulation muster rolls and pay rolls.

BY COMMAND OF GENERAL SHERMAN :

E. D. TOWNSEND,
Adjutant General.

BY COMMAND OF MAJ. GEN'L HANCOCK,

R. CHANDLER,
Acting Assistant Adjutant General.

OFFICIAL.

Acting Assistant Adjutant General.



HEADQUARTERS, DEPARTMENT OF DAKOTA,

SAINT PAUL, MINN., JULY 19th, 1869.

GENERAL ORDERS, {
No. 59. }

The following General Field Order is published for the information of this command :

" HEADQUARTERS, DEPARTMENT OF DAKOTA,
IN THE FIELD.

Fort Ellis, M. T., June 22d, 1869.

GENERAL FIELD ORDERS, {
No. 1. }

On the 5th of April last, it was reported to Major R. S. LaMotte, 13th Infantry, Commanding Officer, Fort Ellis, M. T., that a band of hostile Indians was in the "Gallatin Valley," about twenty-five (25) miles from that post, committing depredations, driving off stock, &c. A detachment of men (mounted) from the 13th Infantry, under command of Captain E. W. Clift, of the same regiment, was promptly despatched from the post in pursuit. En route, the party was strengthened by several citizens, volunteers. Before the party could arrive at the scene of depredations, the Indians had decamped, with such stock as they had been able to collect. Captain Clift immediately took their trail, and followed it with great energy and persistency, until about noon of the second day after, when he overtook and forced them to a stand. A close and well contested engagement followed, in which the Indians were defeated, with a loss of nine left dead on the field, and all the stock which had not been killed in the pursuit was recaptured. Captain Clift's loss was, Private Terrence Courey, Company "D," killed; Privates Michael Fitzgerald, of Company "F," Geo. Crusee, of Company "G," and one citizen, wounded. Considering the length of the pursuit, and the nature of the difficulties to be overcome, the Commanding General regards this affair as one of the most brilliant and success-

ful that has occurred in the Department, and the result is promulgated in Orders, with the hope that the conduct of Captain Clift and his men will be emulated by the remainder of the command, whenever circumstances arise demanding it. The Commanding General particularly distinguishes Captain Clift in this affair, for his promptness and energy in the pursuit, and for conspicuous gallantry in the action which followed. Captain Clift, in his official report, mentions for the especial notice and commendation of the Department Commander, Corporal Bruce Sheridan, and Privates Terrence Courey, (killed,) Christopher Thompson, of Company "D," Sergeant James Sullivan, of Company "G," and citizen Thomas King, who rendered gallant and efficient service. The officer and men whose names are herein mentioned, are commended to the favorable notice of the General-in-Chief of the Army, and Captain Clift is recommended for the brevet of Major, to date from the 7th of April, 1869.

BY COMMAND OF MAJ. GEN'L HANCOCK,

O. D. GREENE,

Assistant Adjutant General."

BY COMMAND OF MAJ. GEN'L HANCOCK,

R. CHANDLER,

Acting Assistant Adjutant General.

OFFICIAL.

Aide de Camp.

HEADQUARTERS DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., JULY 15, 1869.

GENERAL ORDERS, }
No. 60. }

The following communication from the Headquarters of the Army, is published for the information and guidance of all concerned :

“ HEADQUARTERS OF THE ARMY,
ADJUTANT GENERAL’S OFFICE,

Washington, June 28, 1869.

TO THE COMMANDING GENERAL,

Department of Dakota,

Through Headquarters Military Division of the Missouri.

SIR :

I am directed by the General of the Army to communicate, for the information and guidance of Quartermasters and other officers of your command concerned therein, the following opinion of the Judge Advocate General—concurred in by the Secretary of War—relative to claims of officers, left out in the consolidation and ordered home to await orders, to the actual cost of servants’ transportation :—

“ The point submitted in the accompanying papers is, whether under Paragraph 1113, Army Regulations, officers ordered to proceed to their homes and there await orders, are entitled to the actual cost of servants’ transportation.

“ The paragraph reads as follows :—

“ In changes of station, an officer entitled to mileage or actual cost of transportation, shall be entitled to actual cost of transportation of his authorized servants ; and in other cases

than change of station, an officer entitled to transportation, who, from wounds or disability, requires and takes a servant, shall be entitled to the actual cost of his transportation."

"It is decided by the General commanding the Army, that officers ordered home to await orders, cannot be considered as changing their station, and are not entitled to cost of servants' transportation.

"This Bureau concurs in the view expressed by General Sherman. It is obvious that only allowance for servants' transportation which can be granted to officers left out of service by consolidation, must come under the class referred to by the paragraph recited; in cases 'other than change of station'—that is to say, in cases where officers, from wounds or disabilities, require and take their servants, when they would be entitled to the actual cost of transportation."

Very respectfully, your obedient servant,

(Signed) E. D. TOWNSEND,
Adjutant General."

BY COMMAND OF MAJ. GEN'L HANCOCK,
R. CHANDLER,
Acting Assistant Adjutant General.

OFFICIAL.

Aide de Camp.

HEADQUARTERS, DEPARTMENT OF DAKOTA,
SAINT PAUL, MINN., JULY 19th, 1869.

GENERAL ORDERS, }
No. 61. }

The following Order is published for the information of this command:

“HEADQUARTERS OF THE ARMY,
ADJUTANT GENERAL'S OFFICE,
Washington, July 10th, 1869.

GENERAL ORDERS, }
No. 58. }

The following orders, approved by the Secretary of War, are published for the information and government of all concerned:—

Hereafter no volatile oil will be issued or used by the Army for illuminating forts and quarters at military posts.

The Subsistence Department will continue to issue the established allowance of candles: and for the illumination of posterns, guardrooms, officers' quarters, and such other parts of military posts not provided for in the ration, the necessary candles or fixed oil will be provided and issued by the Subsistence Department.

The lanterns for the use of these candles, or oil, in such places, will be furnished by the Quartermaster's Department upon special requisition.

BY COMMAND OF GENERAL SHERMAN:

E. D. TOWNSEND,

Adjutant General."

BY COMMAND OF MAJ. GEN'L HANCOCK,

R. CHANDLER,

Acting Assistant Adjutant General.

OFFICIAL.

REPORT OF THE COMMISSIONER OF THE GENERAL LAND OFFICE

IN RESPONSE TO A RESOLUTION OF THE HOUSE OF REPRESENTATIVES, PASSED MAY 1, 1890, RELATIVE TO THE LANDS BELONGING TO THE UNITED STATES.

PRESENTED TO THE HOUSE OF REPRESENTATIVES, JANUARY 1, 1891.

BY THE COMMISSIONER OF THE GENERAL LAND OFFICE.

WASHINGTON: GOVERNMENT PRINTING OFFICE: 1891.

THE GENERAL LAND OFFICE, DEPARTMENT OF THE INTERIOR, WASHINGTON, D. C.

REPORT OF THE COMMISSIONER OF THE GENERAL LAND OFFICE

IN RESPONSE TO A RESOLUTION OF THE HOUSE OF REPRESENTATIVES, PASSED MAY 1, 1890, RELATIVE TO THE LANDS BELONGING TO THE UNITED STATES.

PRESENTED TO THE HOUSE OF REPRESENTATIVES, JANUARY 1, 1891.

BY THE COMMISSIONER OF THE GENERAL LAND OFFICE.

WASHINGTON: GOVERNMENT PRINTING OFFICE: 1891.

THE GENERAL LAND OFFICE, DEPARTMENT OF THE INTERIOR, WASHINGTON, D. C.

REPORT OF THE COMMISSIONER OF THE GENERAL LAND OFFICE

IN RESPONSE TO A RESOLUTION OF THE HOUSE OF REPRESENTATIVES, PASSED MAY 1, 1890, RELATIVE TO THE LANDS BELONGING TO THE UNITED STATES.

PRESENTED TO THE HOUSE OF REPRESENTATIVES, JANUARY 1, 1891.

BY THE COMMISSIONER OF THE GENERAL LAND OFFICE.

WASHINGTON: GOVERNMENT PRINTING OFFICE: 1891.

THE GENERAL LAND OFFICE, DEPARTMENT OF THE INTERIOR, WASHINGTON, D. C.

REPORT OF THE COMMISSIONER OF THE GENERAL LAND OFFICE

IN RESPONSE TO A RESOLUTION OF THE HOUSE OF REPRESENTATIVES, PASSED MAY 1, 1890, RELATIVE TO THE LANDS BELONGING TO THE UNITED STATES.

PRESENTED TO THE HOUSE OF REPRESENTATIVES, JANUARY 1, 1891.

BY THE COMMISSIONER OF THE GENERAL LAND OFFICE.

HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST PAUL, MINN., JULY 23, 1869.

GENERAL ORDERS, }
No. 62. }

The following General Field Order is republished, for the information and guidance of all concerned :

" HEADQUARTERS, DEPARTMENT OF DAKOTA,
IN THE FIELD.

Benton, M. T., July 5th, 1869.

GENERAL FIELD ORDERS. }
No. 2. }

In order that old Fort Benton may be made use of as a military post, the following reservation embracing it, is declared, subject to the approval of the proper authority, viz :

Take for the initial point, a stake in the southwest corner of the Fort lot, planted in the fence along the river street, five hundred and seventy-five (575) feet from the southwest corner of Fort Benton ; through this stake, run a due north and south line across the river, extending it on the north side of the Missouri, across the Teton, to the Marias. Mark the intersection of this line with the Marias river, thence follow along the river to its mouth.

Take a point on the south side of the Missouri river, opposite the point of junction of the Marias, and from this point run due south, six miles—this point making the southeast corner of the reservation. From this point, run due west, until the first north and south line is intersected—this intersection

forming the southwest corner of the reservation. This is to exclude the cemetery lot, as now enclosed, together with an opening of its width to the boundary line, on the west side.

BY COMMAND OF MAJ. GEN'L HANCOCK,

O. D. GREENE,

Assistant Adjutant General."

BY COMMAND OF MAJ. GEN'L HANCOCK,

R. CHANDLER,

Acting Assistant Adjutant General.

OFFICIAL.

Aide de Camp.

HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., AUGUST 12, 1869.

GENERAL ORDERS, }
No. 63. }

General Orders No. 38, series of 1868, from these Headquarters, are hereby so amended as to substitute the following named officers in place of those detailed for the duty therein specified :

- Bvt. Maj. Gen. Geo. Sykes, }
Colonel 20th Infantry, } Fort Snelling, Minn.
- Bvt. Maj. E. R. Parry, }
Captain 20th Infantry, } Fort Ripley, Minn.
- Bvt. Brig. Gen. L. C. Hunt, }
Lieut. Colonel 20th Infantry, } Fort Abercrombie, D. T.
- Bvt. Lieut. Col. Geo. A. Williams, }
Major 20th Infantry, } Fort Totten, D. T.
- Capt. William Fletcher, }
20th Infantry, } Leech Lake, Minn.
- Bvt. Lieut. Col. J. C. Bates, }
Captain 20th Infantry, } Fort Wadsworth, D. T.
- Bvt. Maj. L. M. Kellogg, }
Captain 20th Infantry, } Fort Ransom, D. T.
- Bvt. Maj. Gen. D. S. Stanley, }
Colonel 22d Infantry, } Fort Sully, D. T.
- Capt. S. A. Wainwright, }
22d Infantry, } Fort Stevenson, D. T.
- Bvt. Col. E. S. Otis, }
Lieut. Colonel 22d Infantry, } Fort Rice, D. T.
- Bvt. Col. J. N. G. Whistler, }
Major 22d Infantry, } Fort Randall, D. T.
- Bvt. Brig. Gen. P. R. De Trobriand, }
Colonel 13th Infantry, } Fort Shaw, M. T.

Bvt. Col. A. G. Brackett, }
 Lieut. Colonel 2d Cavalry, } Fort Ellis, M. T.

Rvt. Maj. N. W. Osborne, }
 Captain 13th Infantry, } Camp Cooke, M. T.

Bvt. Brig. Gen. H. A. Morrow, }
 Lieut. Colonel 13th Infantry, } Fort Buford, D. T.

BY COMMAND OF MAJ. GEN. HANCOCK.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

R Chandler
a *Assistant Adjutant General.*

Corrected Copy

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., AUGUST 25th, 1869.

GENERAL ORDERS, }
No. 64. }

The division of this Department into Districts, will be considered hereafter as made for the purpose only of authorizing and enabling District Commanders, in case of necessity, to concentrate sufficient troops from available posts, for the most effective operations in preventing threatened, or suppressing actual Indian hostilities, occurring within the limits of their commands, of greater magnitude than can be controlled by the force at the disposition of any one Post Commander; or when the service of troops may be required for extraordinary purposes, within the district, time not admitting a reference to Department Headquarters before action is necessary.

In order that District Commanders may be constantly in possession of all information necessary to this end, Post Commanders will make the following monthly returns to District Headquarters, viz:

Return of troops.

Return of public animals, wagons, harness, &c.

Report of forage.

In reference to Indian depredations, or operations of troops, reports will be sent to District Headquarters at the same time as to Department Headquarters.

No other *formal* returns or reports will be required or called for by District Commanders, and hereafter all official communications between the posts in the Department and Department Headquarters, (except upon business affecting the strength of the post garrisons by detachments, which will be passed through District Headquarters,) will be transmitted *direct*.

Each District Commander will detail his regimental or post Adjutant, as an Acting Assistant Adjutant General for the District, and no other District Staff Officers will be recognized

unless the Commander takes the field with troops for active operations, and then only for that special service and occasion.

The Department Commander will see that the troops are duly supplied, by contract or otherwise, and that the proper amount and kind of civilian labor is employed at each post, where, in his judgment, the customary authorized enlisted labor does not suffice for the wants of the command.

The recommendations, views and opinions of the several Post or District Commanders, so far as they affect the discipline, efficiency, comfort and honor of the troops, or the interests of the service, will be gladly received, and duly and properly considered. It is enjoined upon all Post Commanders, to equip and instruct their troops in the use of their arms of all kinds, and to make themselves and their commands acquainted with all the advantages of their posts, so that at any moment the entire garrison shall be able to exert its greatest offensive force. In like manner, the animals, wagons, and means of transportation generally, must be kept and maintained in condition to enable the troops of any post to take the field at a moment's notice, to suppress disorders or hostilities.

The great object for which troops are retained in the service of this Government, and posted as they are upon the frontier, must never be lost sight of, nor neglected, under any circumstances whatever.

BY COMMAND OF MAJ. GEN'L HANCOCK,

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.



Acting Assistant Adjutant General.

HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., AUGUST 13, 1869.

GENERAL ORDERS, }
No. 65. }

The following General Field Orders are republished for the information of this command :

“ HEADQUARTERS. DEPARTMENT OF DAKOTA,
IN THE FIELD.

Fort Steeenson, D. T., July 20th, 1869.

GENERAL FIELD ORDERS. }
No. 3. }

The matter of subsisting Indians on the “ Missouri River Reservation,” having been placed under the supervision and direction of Bvt. Maj. Gen. H. F. Clarke, Chief Commissary of Subsistence of the Military Division of the Missouri, and Bvt. Lieut. Col. T. C. Sullivan, Captain and Commissary of Subsistence, having been detailed for duty in that connection in this Department, Commanders of Districts and Posts will give him all the assistance in their power, to aid him in an effective performance of that duty.

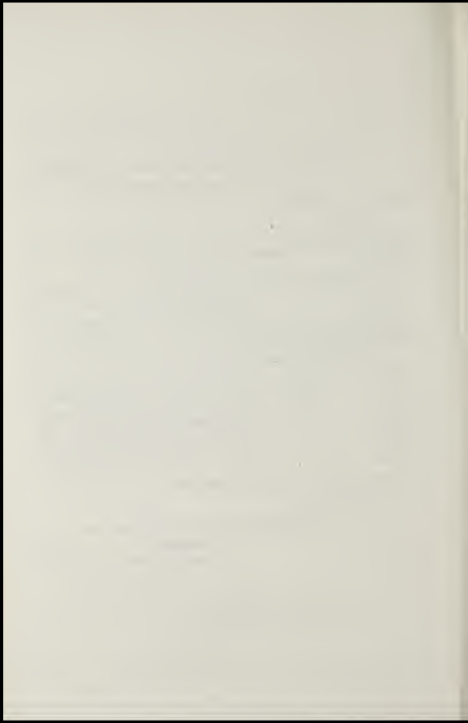
BY COMMAND OF MAJ. GEN'L HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Aide de Camp.



HEADQUARTERS, DEPARTMENT OF DAKOTA,
SAINT PAUL, MINN., Aug 27, 1869.

GENERAL ORDERS, }
No. 66. }

The following General Orders and Circular from the War Department, are re-published for the information and guidance of all concerned :

HEADQUARTERS OF THE ARMY,
ADJUTANT GENERAL'S OFFICE,
Washington, July 19, 1867.

GENERAL ORDERS, }
No. 68. }

Traders at Military Posts.

General Orders, No. 58, of May 24, 1867, is modified so as to permit any persons, without limit to number, to trade at the military posts situated between the one hundredth meridian of longitude west from Greenwich and the eastern boundary of the State of California, subject only to such regulations and restrictions as may be imposed by Department Commanders.

BY COMMAND OF GENERAL GRANT.

E. D. TOWNSEND,
Assistant Adjutant General.

HEADQUARTERS OF THE ARMY,
ADJUTANT GENERAL'S OFFICE,
Washington, August 22, 1867.

CIRCULAR.]

The intent of General Orders, No. 68, of July 19, 1867, is to enable Department Commanders, if they deem it advisable, to permit the formation of settlements on the Military Reservations therein designated, by giving unlimited permission to traders to open establishments thereon. They may, therefore, at their discretion, restrict the number of traders to one, or to any greater number. In all cases, however, when permission to trade is given, a written agreement, containing proper stipulations, must be taken from the trader; and explicit provision must be made therein that no right or title, expressed or implied, to ownership or permanent occupation, is given to any part of the Military Reservation by the permission to trade thereon.

BY COMMAND OF GENERAL GRANT.

E. D. TOWNSEND,
Assistant Adjutant General.

It will be seen that no less authority than a Department Commander is competent to make a valid appointment of post trader. Accordingly all persons acting as post traders, at any of the military posts in this Department, without an appointment from the present Department Commander, or his predecessor, and who desire to continue their business, will at once make application through their respective Post Commanders to these Headquarters for a proper order of appointment. The application in each case must be accompanied by the written agreement referred to in the above circular.

Commanding Officers of posts where the traders have been appointed by the Department Commander, will at once require them to enter into the same written agreement, which will be forwarded to these Headquarters for file. Any one refusing to enter into such agreement will be immediately reported by the Commanding Officer in order that his appointment may be revoked.

Post traders are informed that their appointments confer no authority or permission to transfer their privileges as such to another party without the sanction of the Department Commander. A trader disposing of his property and business, cannot by such sale, transfer his appointment, and the purchaser will not acquire any right or claim to an appointment, but if he desire it he must make application therefor, in the manner above indicated.

BY COMMAND OF MAJ. GEN'L HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Acting Assistant Adjutant General.

HEADQUARTERS, DEPARTMENT OF DAKOTA,
SAINT PAUL, MINN., AUG. 28th, 1869.

GENERAL ORDERS, {
No. 67. }

With a view to concentration in the responsibility and supervision of pay operations in this department, Bvt. Brig-Gen. Benj. Alvord, Chief Paymaster Department of the Platte, is hereby relieved from the charge of pay-operations in the Middle District and District of Montana, and Omaha is discontinued as a pay-station therefor.

Bvt. Lt. Col. C. T. Larned, Chief Paymaster Department of Dakota, is hereby charged with the sole direction and control of pay-operations throughout its limits. All records and papers pertaining to pay business of this Department, now in Gen. Alvord's office at Omaha, should be forwarded to these Headquarters.

Upon receipt of this order Bvt. Lieut. Col. V. C. Hanna, Major R. D. Clarke and Major Dwight Bannister, Paymasters U. S. Army, assigned to this Department by General Orders No. 37, current series, from Headquarters of the Army, will report by letter to the Chief Paymaster of the Department.

The stations and assignments of Paymasters serving in the Department of Dakota are designated as follows:

Bvt. Lieut. Col. C. T. Larned, St. Paul, Minn., Chief Paymaster.

Major R. C. Walker, St. Paul, Minn., will pay all troops serving in the District of Minnesota.

Bvt. Lieut. Col. V. C. Hanna, Helena, Montana, will pay all troops serving in the District of Montana.

Majors R. D. Clarke and Dwight Bannister, Sioux City, Iowa, will pay all troops serving in the Middle District and at Fort Buford.

When not engaged in paying troops, Paymasters will perform the duties of local paymaster at their respective stations.

St. Paul, Minn., Sioux City, Iowa, and Helena, Montana, are announced as local pay stations for the respective Districts

in which they are situated. Officers and discharged men when not paid at their posts, will, so far as practicable, be paid only at the local station for the District in which they may be serving. The usual notification of discharge will, in future, be sent, in all cases, to the local office of the District in which the soldier is discharged. Should he desire to apply elsewhere for his final pay, it should be so stated in the notification, which, in this case, will be forwarded by the local Paymaster receiving it, to the desired point named in the notification.

The Chief Paymaster of the Department will provide for the prompt and regular payment of troops at every muster, without exception, unless specially authorized by the Major General commanding.

This order will serve to authorize the necessary journeys of the Paymaster indicated for Montana in traveling to pay troops as herein ordered, and will cover the required transportation therefor; in all other cases, the necessary orders for movements of Paymasters will be issued from these Headquarters, upon application of the Chief Paymaster.

Paymasters not at the stations herein designated for them, will proceed thither without unnecessary delay, after the receipt of these orders, reporting their arrival at their proper stations to these Headquarters.

BY COMMAND OF MAJ. GEN. HANCOCK.

O. D. GREENE.

Assistant Adjutant General.

OFFICIAL,

.....
Acting Assistant Adjutant General.

G. C. M.

Private *Anthony Curry*, Company "I," 22d Infantry.

HEADQUARTERS, DEPARTMENT OF DAKOTA,
SAINT PAUL, MINN., AUGUST 30, 1869.

GENERAL ORDERS, } No. 68. }

I. Before a General Court Martial, which convened at Fort Sully, D. T., by virtue of Special Field Orders, No. 30; C. S., from these Headquarters, and of which Captain J. B. IRVINE, 22d Infantry, is President, was arraigned and tried :

Private *Anthony Curry*, Company "I," 22d Infantry.

CHARGE I.—"Desertion."

Specification :—In this, that he, Private *Anthony Curry*, Company "I," 22d U. S. Infantry, (late Company D, 31st U. S. Infantry,) a duly enlisted soldier, in the service of the United States, did desert the same, on or about the 6th day of May, 1868, and did remain absent until apprehended at St. Paul, Minnesota, on or about the 21st day of December, 1868. Thirty (\$30) dollars paid for his apprehension.

CHARGE II.—"Neglect of Duty."

Specification :—In this, that he, Private *Anthony Curry*, Company "I," 22d U. S. Infantry, (late Company "D," 31st U. S. Infantry,) having been duly mounted as a member of the Guard at Fort Totten, D. T., and he having been placed as a sentinel over Sergeant Charles Cameron, a prisoner, awaiting trial, did permit said Sergeant Charles Cameron to escape, and did desert in company with him. This at Fort Totten, D. T., on or about the 6th day of May, 1868.

To which *Charges* and *Specifications* the accused pleaded,
 "Not Guilty."

FINDING.

Of the *Charges* and *Specifications*, "Guilty."

SENTENCE.

"To be indelibly marked with the letter 'D,' one and one half (1½) inches long, on the left breast; to be dishonorably discharged the service of the United States, and confined at hard labor at such Military prison or Penitentiary as the Commanding General may direct, for the period of three (3) years."

II. The proceedings and findings are approved. So much of the sentence as is embraced in the words, "or Penitentiary," is disapproved. So much as prescribes that the prisoner "be indelibly marked with the letter 'D,'" is remitted. The remainder of the sentence is approved, and will be duly executed, Fort Snelling, Minnesota, being designated as the place of confinement.

III. The General Court Martial convened at Fort Sully, D. T., by Special Field Orders, No. 30, C. S., from these Headquarters, and of which Capt. J. B. IRVINE, 22d Infantry, is President, is hereby dissolved.

BY COMMAND OF MAJ. GEN. HANCOCK.

R. CHANDLER,
Acting Assistant Adjutant General.

OFFICIAL.

Norman Lieber

Major and Bvt. Lt. Col. U. S. A.,
Judge Advocate.

(Corrected Copy.)

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., September 14, 1869.

GENERAL ORDERS, { No. 69. }

Subject to the approval of the Secretary of War, the public lands inclosed by the hereinafterdescribed survey, are hereby reserved to the United States for Military purposes, and declared to be the Military Reservation of Fort Shaw, M. T.

The initial point is at a sand stone marked with pits and mounds on the verge of the Plateau, North of Sun River, at a point bearing North, fifty-two degrees (52°) West from Sun River crossing, and North eight degrees (8°) East from the N. W. angle of Square Butte; thence South, eight degrees (8°) West, three hundred and fifty-six (356) chains to a post marked "U. S. M. R.," with three pits and mound; thence South fifty-eight and a quarter degrees ($58\frac{1}{4}^{\circ}$) West, three hundred and four and thirty-nine hundredths (304.39) chains, to the summit of a conical peak of granite rock called the "Nipple;" thence North sixty-four degrees fifteen minutes ($64^{\circ}15'$) West, two hundred sixteen and ninety hundredths (216.90) chains: thence West one hundred and fifty-four (154) chains; thence South seventy-six degrees and forty-five minutes ($76^{\circ}45'$) West, ninety-one and sixty-eight hundredths (91.68) chains, to a sand stone marked "U. S. M. R.," and a monument of stone, being the South-West angle of the Reservation; thence North thirty-three degrees fifteen minutes ($33^{\circ}15'$) West, three hundred and seventeen (317) chains to a sand stone and monument of stone erected on a high bluff, being the North-West angle of the Reservation; thence North sixty-four and a quarter degrees ($64\frac{1}{4}^{\circ}$) East, one hundred and seventy hundredths (100.70) chains; thence North eighty-six degrees and fifteen

minutes ($86^{\circ}15'$) East, two hundred and eighty (280) chains to a sand stone marked "U. S. M. R.," and a mound of gravel and boulders; thence North eighty-eight degrees fifteen minutes ($88^{\circ}15'$) East, fifty-six (56) chains, to a sand stone and monument of stone; thence North sixty-seven degrees (67°) East, two hundred and thirty-nine (239) chains; thence North eighty-six degrees and fifteen minutes ($86^{\circ}15'$) East, two hundred and seventy-six and thirty-two hundredths (276.32) chains to the north east angle of the Reservation, the place of beginning.

BY COMMAND OF MAJOR GENERAL HANCOCK.

R. CHANDLER,

Acting Assistant Adjutant General.

OFFICIAL.

G. C. M.

1. Private *James H. Gillespie*, Company "G," 13th Infantry.
 2. Private *Joseph W. Deyo*, Company "G," 13th Infantry.
 3. Private *William Hines*, Company "G," 2d Cavalry.
 4. Private *Charles F. Forret*, Company "G," 2d Cavalry.
 5. Private *John Hennesy*, Company "L," 2d Cavalry.
 6. Private *Richard Davis*, Company "F," 2d Cavalry.
 7. Private *John B. Bryson*, Company "F," 2d Cavalry.
 8. Private *Richard W. Dederding*, Company "G," 2d Cavalry.
 9. Private *Bartholomew McSweeney*, Company "F," 2d Cavalry.
 10. Private *Theodore Burchos*, Company "L," 2d Cavalry.
 11. Private *John Stewart*, Company "L," 2d Cavalry.
-

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., OCT. 2d, 1869.

GENERAL ORDERS, } No. 70. }

I..Before a General Court Martial which convened at Fort Ellis, M. T., by virtue of Special Orders No. 119, current series, from these Headquarters, and of which Brevet Colonel A. G. BRACKETT, Lieutenant Colonel 2d Cavalry, is President, were arraigned and tried :

1st. Private *James H. Gillespie*, Company "G," 13th Infantry.

CHARGE.—" Disrespect towards his Commanding Officer, in violation of the 6th Article of War."

Specification.—In this: that he, Private *James H. Gillespie*, Company "G," 13th Infantry, while a member of the guard, and in presence of several members thereof, did make use of the following disrespectful language towards his Commanding Officer, Major R. S. LAMOTTE, 13th Infantry: "*He is a damned black hearted son of a bitch,*" or words to that effect. All this at Fort Ellis, M. T., on or about the 21st day of June, 1869.

To which *Charge* and *Specification* the accused pleaded as follows:

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

Of the *Specification*, "Guilty."

Of the CHARGE, "Not Guilty," but guilty of "conduct prejudicial to good order and military discipline."

SENTENCE.

"To forfeit to the United States five dollars (\$5.00) per month of his pay for the period of one (1) month."

The Court is thus lenient to the accused, believing that no disrespect was intended towards his Commanding Officer.

2d. Private *Joseph W. Deyo*, Company "G," 13th Infantry..

CHARGE I.—"Absence without leave, in violation of the 41st Article of War."

Specification.—In this, that he, Private *Joseph W. Deyo*, Company "G," 13th Infantry, did absent himself from his Company and quarters without permission from proper authority, and did remain absent until apprehended in Bozeman City, M. T., distant three (3) miles from the post, by a guard instructed for that purpose. All this at or near Fort Ellis, M. T., on or about the 4th, 5th and 6th days of July, 1869.

CHARGE II.—"Violation of the 42d Article of War."

Specification —In this, that he, Private *Joseph W. Deyo*, Company "G," 13th Infantry, did absent himself from, and did lie out of his company quarters without permission from proper authority. All this at or near Fort Ellis, M. T., on or about the 4th, 5th and 6th days of July, 1869.

To which *Charges* and *Specifications* the accused pleaded as follows :

To the *Specification*, 1st charge, "Guilty."

To the 1st CHARGE, "Guilty."

To the *Specification*, 2d Charge, "Guilty."

To the 2d CHARGE, "Guilty."

FINDING.

Of the *Specification*, 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the *Specification*, 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States ten dollars (\$10.00) of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for the same period."

3d. Private *William Hines*, Company "G," 2d Cavalry.

CHARGE I.—"Desertion."

Specification.—In this, that *William Hines*, Private, Company "G," 2d Cavalry, a duly enlisted soldier in the service of the United States, did desert said service and remain absent until apprehended and brought back on or about the 9th day of June, 1869. Thirty dollars (\$30.00) paid for his apprehension. This at or near the camp of a detachment of the 2d Cavalry, on Brackett Creek, Idaho, on or about the 8th day of June, 1869.

CHARGE II.—"Theft, to the prejudice of good order and military discipline."

Specification.—In this, that *William Hines*, Private, Company

"G," 2d Cavalry, a duly enlisted soldier in the service of the United States, did take, steal, and carry away the following articles, the property of the United States, viz: one (1) Sharp's carbine, one (1) Colt's revolver, and one (1) set of accoutrements, and did retain said articles until they were taken from him by 1st Lieut. J. G. MacAdams, 2d Cavalry, who arrested him. This at or near the camp of a detachment of the 2d Cavalry, on Brackett Creek, Idaho, on or about the 8th day of June, 1869.

To which *Charges* and *Specifications* the accused pleaded as follows:

To the *Specification*, 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the *Specification* 2d Charge, "Not Guilty."

The 2d CHARGE, "Not Guilty."

FINDING.

Of the *Specification*, 1st Charge, "Guilty," except the words, "Thirty dollars (\$30.00) paid for his apprehension."

Of the 1st CHARGE, "Guilty."

Of the *Specification*, 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are or may become due him; to be dishonorably discharged from the United States service, and confined in such penitentiary as the Department Commander may direct, for the period of two (2) years."

4th. Private *Charles F. Forret*, Company "G," 2d Cavalry.

CHARGE I.—"Desertion."

Specification.—In this, that he, *Charles F. Forret*, Private, Company "G," 2d Cavalry, a duly enlisted soldier in the service of the United States, did desert said service and

remain absent until apprehended and brought back on or about the 9th day of June, 1869. This at or near the camp of a detachment of the 2d Cavalry, on Brackett Creek, Idaho, on or about the 8th day of June, 1869.

CHARGE II.—“Theft, to the prejudice of good order and military discipline.”

Specification.—In this, that he, *Charles F. Forret*, Private, Company “G,” 2d Cavalry, a duly enlisted soldier in the service of the United States, did take, steal and carry away the following articles, viz: one (1) Sharp’s carbine, one (1) Colt’s revolver, and one (1) set of accoutrements, and did retain said articles until they were taken from him by 1st Lieut. J. G. MACADAMS, 2d Cavalry, who arrested him. This at or near the camp of a detachment of the 2d Cavalry, on Brackett Creek, Idaho, on or about the 8th day of June, 1869.

To which *Charges* and *Specifications* the accused pleaded as follows:

To the *Specification*, 1st Charge, “Not Guilty.”

To the 1st CHARGE, “Not Guilty.”

To the *Specification*, 2d Charge, “Not Guilty.”

To the 2d CHARGE, “Not Guilty.”

FINDING.

Of the *Specification*, 1st Charge, “Guilty.”

Of the 1st CHARGE, “Guilty.”

Of the *Specification*, 2d Charge, “Guilty.”

Of the 2d CHARGE, “Guilty.”

SENTENCE.

“To forfeit to the United States all pay and allowances that are or may become due him, to be dishonorably discharged from the United States service, and to be confined in such penitentiary as the Department Commander may direct, for the period of two (2) years.

5th. Private *John Hennesy*, Company “L,” 2d Cavalry.

CHARGE.—“Conduct to the prejudice of good order and military discipline.”

Specification.—In this, that he, Private *John Hennessy*, "L" Company, 2d Cavalry, having applied to his Company Commander, Brevet Major THOMPSON, for permission to go to Bozeman City, which permission was refused him, did, in contempt of this refusal, leave his Company and duty, and go to Bozeman City, and did remain absent from his Company and duty until arrested and brought back by a patrol. This at or near Fort Ellis, Montana, on or about September 6th, 1869.

To which *Charge* and *Specification* the accused pleaded as follows :

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States ten dollars (\$10.00) per month of his pay for the period of three (3) months, and to be confined at hard labor, in charge of the guard, for the period of one (1) month."

6th. Private *Richard Davis*, Company "F," 2d Cavalry.

CHARGE.—"Violation of the 9th Article of War."

Specification.—That he, Private *Richard Davis*, Company "F," 2d U. S. Cavalry, having been regularly detailed for "Herd," and when ordered by Corporal JOHN W. POSEFORD, Company "F," 2d U. S. Cavalry, to perform said duty as herder, did refuse and make use of the following words : "I'll be damned if I will go out to the herd again to-day, I will go to the guard house first," or words to that effect. All this at or near Warm Springs, Montana, on or about the 6th day of September, 1869.

To which *Charge* and *Specification* the accused pleaded as follows :

To the *Specification*, "Guilty."

To the *Charge*, "Guilty."

FINDING.

Of the *Specification*, "Guilty."

Of the *Charge*, "Guilty," but attach no criminality thereto.

And the Court do therefore *acquit him*. Private *Richard Davis*, Company "F," 2d U. S. Cavalry.

7th. Private *John B. Bryson*, Company "F," 2d Cavalry.

Charge I.—"Neglect of duty."

Specification.—In this, that Private *John B. Bryson*, Company "F," 2d U. S. Cavalry, whilst a Corporal of "F" Company, 2d U. S. Cavalry, and on duty as Corporal in charge of the "Herders" of "F" Company, 2d U. S. Cavalry, did leave his "Herders" and the horses under his charge about one or two o'clock P. M., and absent himself therefrom until arrested by authority of his Company Commander about dark. All this at or near Muscle Shell river, Montana Territory, on or about the 14th of August, 1869.

Charge II.—"Drunkenness on duty."

Specification.—In this, that Private *John B. Bryson*, Company "F," 2d U. S. Cavalry, whilst a Corporal of Company "F," 2d U. S. Cavalry, and on duty as Corporal in charge of the "Herders" of Company "F," 2d U. S. Cavalry, did leave his Herders and become so drunk as to be totally unfit to perform his duty, and did lay down in a drunken sleep, and remain so (thereby endangering the public animals under his charge.) until arrested and confined by authority of his Company Commander. All this at or near Muscle Shell river, Montana Territory, on or about the 14th of August, 1869.

To which *Charges* and *Specifications* the accused pleaded as follows :

To the *Specification*, 1st charge, "Guilty."

To the 1st CHARGE, "Guilty."

To the *Specification*, 2d Charge, "Guilty."

To the 2d CHARGE, "Guilty."

FINDING.

Of the *Specification*, 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the *Specification*, 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

SENTENCE.

"To be confined at hard labor in charge of the guard, for the period of two (2) months."

8th. Private *Richard W. Dederding*, Company "G," 2d Cavalry.

CHARGE I.—"Desertion."

Specification.—In this, that he, *Richard W. Dederding*, Private, Company "G," 2d U. S. Cavalry, a duly enlisted soldier in the service of the United States, did desert said service and remain absent until apprehended and brought back on or about the 9th day of June, 1869. This at or near the camp of a detachment of the 2d Cavalry on Brackett Creek, Idaho, on or about the 8th day of June, 1869.

CHARGE II.—"Theft, to the prejudice of good order and military discipline."

Specification.—In this, that he, Private *Richard W. Dederding*, Company "G," 2d Cavalry, a duly enlisted soldier in the service of the United States, did take, steal and carry away the following articles, the property of the United States, viz: one (1) Sharp's carbine, one (1) Colt's revolver, and one (1) set of accoutrements, and did retain said articles until they were taken from him by 1st Lieutenant J. G. MACADAMS, 2d Cavalry, who arrested him. This at or near the camp of a detachment of the 2d Cavalry,

on Brackett-Creek, Idaho, on or about the 8th day of June, 1869.

To which *Charges* and *Specifications* the accused pleaded as follows :

To the *Specification*, 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the *Specification* 2d Charge, "Not Guilty."

The 2d CHARGE, "Not Guilty."

FINDING.

Of the *Specification*, 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the *Specification*, 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are now, or may become due him; to be dishonorably discharged from the service of the United States, and to be confined in such penitentiary as the Department Commander may direct, for the period of two (2) years."

9th. Private *Bartholomew McSweeney*, Company "F," 2d Cavalry.

CHARGE I.—Violation of the thirty-eighth Article of War.

Specification.—In this, that Private *Bartholomew McSweeney*, Company "F," 2d U. S. Cavalry, did knowingly and feloniously take from the possession of Private *George Fisher*, Company "F," 2d U. S. Cavalry, a certain Colt's army pistol numbered 141144, the property of the United States. This at Muscle Shell river, Montana Territory, on or about the 15th day of August, 1869.

CHARGE II.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this, that Private *Bartholomew McSweeney*, Company "F," 2d U. S. Cavalry, did, with felonious intent, sell a certain Colt's army pistol numbered 141144, taken from the possession of Private *George Fisher*, Company "F," 2d U. S. Cavalry, to one *George Norris*, (a citizen) and did appropriate the proceeds of said sale to his own use, said pistol being the property of the United States. All this at or near Muscle Shell river, Montana Territory, on or about the 15th day of August, 1869.

To which *Charges* and *Specifications* the accused pleaded as follows:

To the *Specification*, 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the *Specification*, 2d Charge, "Guilty."

To the 2d CHARGE, "Guilty."

FINDING.

Of the *Specification*, 1st Charge, "Guilty."

Of the 1st CHARGE, "Not Guilty," but guilty of "Conduct to the prejudice of good order and military discipline."

Of the *Specification*, 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances that are now, or may become due him; to be dishonorably discharged the United States service, and to be confined in such penitentiary as the Department Commander may direct, for the period of two (2) years."

16th. Private *Theodore Burchos*, Company "L," 2d Cavalry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this, that Private *Theodore Burchos*, Company "L," 2d Cavalry, did absent himself, without authority, from his Company and duty, from the morning of the 14th inst., until after retreat. This at Fort Ellis, Montana, on or about the 14th of September, 1869.

To which *Charge* and *Specification* the accused pleaded as follows :

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States ten dollars (\$10.00) of his monthly pay per month for the period of two (2) months."

11th. Private *John Stewart*, Company "L," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification.—In this, that Private *John Stewart*, "L" Company, 2d Cavalry, did absent himself, without authority, from his Company and duty, from the morning of the 14th inst., until after retreat of the same day. This at Fort Ellis, Montana, on or about the 14th day of September, 1869.

To which *Charge* and *Specification* the accused pleaded as follows :

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States ten dollars (\$10) of his monthly pay per month, for the period of two (2) months."

11..In the case of Private *James H. Gillespie*, the proceed-

ings are disapproved—the record failing to show that the Judge Advocate was sworn in the presence of the accused. The finding to the charge is a proper one, upon the ground that Major LA MOTTE was not the Commanding Officer of the accused at the time ; but this fact should have been made to appear in evidence. He will be released from confinement and restored to duty.

The proceedings and findings in the cases of Privates *Joseph W. Deyo*, Company "G," 13th Infantry, *John Hennesy*, *Theodore Burchos* and *John Stewart*, Company "L," 2d Cavalry, are approved. The sentences are confirmed and will be duly executed.

The proceedings and findings in the case of Private *Richard Davis*, Company "F," 2d Cavalry, are disapproved, the offence described in the Specification not being a violation of the 9th Article of War, which relates only to the disobedience of the lawful commands of a superior Commissioned Officer. The Court also erred in their finding. The proper finding in all cases where it is the impression of the Court that the acts alleged in the Specification were committed without criminal intent, is :

Of the Specification—"Guilty"—but the Court attach no criminality thereto.

Of the Charge—"Not Guilty."

In this instance, however, the plea of "Guilty" to both Specification and Charge rendered a finding of guilty the only proper one. The prisoner will be released from confinement and restored to duty.

In the case of Private *John B. Bryson*, Company "F," 2d Cavalry, the proceedings and findings are approved. It appearing in evidence that the prisoner has already undergone punishment for the offences for which he has now been tried, the sentence is remitted. He will be released from confinement and restored to duty.

The proceedings and findings in the cases of Privates *Richard W. Dederding*, *William Hines* and *Charles F. Forret*, Company "G," and *Bartholomew McSweeney*, Company "F," 2d Cavalry, are approved. The sentences are confirmed and will

be duly executed. The prisoners will be retained at Fort Ellis, M. T., until the opening of navigation on the Missouri river, when they will be sent, under a suitable guard, to Fort Benton, M. T., and thence, by river, to Sioux City, and thence to Stillwater, Minn.—the State Penitentiary at Stillwater being designated as the place of confinement. Owing to the delay thus necessarily caused in the execution of this sentence, the term of confinement will be deemed to commence from the date of the receipt of this order at the post where the prisoners are in confinement.

BY COMMAND OF MAJ. GEN. HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL,

Major and Ret. Lt. Col. U. S. A.,

Judge Advocate.

the first of these is the fact that the
 the second is the fact that the
 the third is the fact that the

the fourth is the fact that the
 the fifth is the fact that the
 the sixth is the fact that the

the seventh is the fact that the
 the eighth is the fact that the
 the ninth is the fact that the

the tenth is the fact that the
 the eleventh is the fact that the
 the twelfth is the fact that the

G. C. M.

Private *William H. Chapman*, Company "A," 13th Infantry.

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., OCT. 4th, 1869.

GENERAL ORDERS, } No. 71. }

I..Before a General Court Martial, which convened at Fort Shaw, M. T., by Special Orders, No. 65, Extract III, series of 1868, from these Headquarters, and of which Brevet Lieut. Colonel F. L. Town, Surgeon U. S. Army, is President, was arraigned and tried:

Private *William H. Chapman*, Company "A," 13th Infantry.

CHARGE—"Desertion."

Specification.—In this, that he, Private *William H. Chapman*, Company "A," 13th Infantry, being a duly enlisted soldier, did desert the service of the United States, on or about the 9th day of April, 1869, and did remain absent until apprehended at or near Helena, M. T., on or about the 22d day of July, 1869.

To which *Charge* and *Specification* the prisoner pleaded as follows :

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States all pay and allowances now due or that may become due; to be indelibly marked with the letter 'D,' one and one-half inches in length, upon the left hip; to be dishonorably discharged the service of the United States, and to be confined at hard labor, for a period of two (2) years, in such military prison as the Department Commander may direct."

II..The proceedings and findings in the case of Private William H. Chapman, are approved. So much of the sentence as requires the prisoner "to be indelibly marked with the letter 'D,' upon the left hip" is remitted. The remainder of the sentence is confirmed, and will be duly executed. Fort Snaw, M. T., is designated as the place of confinement.

BY COMMAND OF MAJ. GEN. HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Thomas Licher

Major and Bvt. Lt. Col. U. S. A.,

Judge Advocate.

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., OCT. 18th, 1869.

GENERAL ORDERS, {
No. 72. }

The following communication from the War Department, is published for the information and guidance of all concerned :

WAR DEPARTMENT,
ADJUTANT GENERAL'S OFFICE.

Washington, September 17, 1869

Major General GEORGE H. THOMAS, U. S. Army,
*Commanding Military Division of the Pacific,
San Francisco, California.*

GENERAL: In reply to a communication forwarded by you to this office, from the Commanding General, Department of California, requesting information whether prisoners sentenced to hard labor are to work only eight hours per day, I have to inform you that General SHERMAN decides that the act of June 25, 1868, does not apply to enlisted men when prisoners sentenced to hard labor.

I am, very respectfully, your obedient servant,

J. C. KELTON,
Asst. Adjt. Gen.

BY COMMAND OF MAJ. GEN. HANCOCK,
O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.

Acting Assistant Adjutant General.



HEADQUARTERS, DEPARTMENT OF DAKOTA.

ST. PAUL, MINN., October 19, 1869.

GENERAL ORDERS, } No. 73. }

The following General Orders from the Headquarters of the Army, are re-published for the information and guidance of all concerned :

GENERAL ORDERS, } HEADQUARTERS OF THE ARMY, No. 69. } ADJUTANT GENERAL'S OFFICE, Washington, October 9, 1869.

I...The following order of the President has been received from the War Department :

EXECUTIVE MANSION, Washington, Oct. 8, 1869.

The painful duty devolves upon the President, of announcing to the people of the United States, the death of one of his honored predecessors, FRANKLIN PIERCE, which occurred at Concord early this morning.

Eminent in the public councils, and universally beloved in private life, his death will be mourned with a sorrow befitting the loss which his country sustains in his decease.

As a mark of respect to his memory, it is ordered that the Executive Mansion, and the several Departments at Washington be draped in mourning, and all business suspended on the day of the funeral.

It is farther ordered, that the War and Navy Departments cause suitable military and naval honors to be paid on the occasion to the memory of this illustrious citizen who has passed from us.

U. S. GRANT.

II...In compliance with the instructions of the President, and of the Secretary of War, on the day after the receipt of this order at each military post, the troops will be paraded at 10 o'clock, A. M., and the order read to them, after which all labors for the day will cease.

The National flag will be displayed at half staff.

At dawn of day thirteen guns will be fired ; and afterwards, at intervals of thirty minutes between the rising and setting sun, a single gun ; and at the close of the day a national salute of thirty-seven guns.

The officers of the Army will wear crape on the left arm and on their swords, and the colors of the several regiments will be put in mourning for the period of thirty days.

BY COMMAND OF GENERAL SHERMAN :

J. C. KELTON,

OFFICIAL :

Assistant Adjutant General.

(Signed,)

J. C. KELTON,

Assistant Adjutant General.

BY COMMAND OF MAJ. GEN. HANCOCK.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



G. C. M.

1. Private *John McGuire*, Company "B," 22d Infantry.
 2. Private *Henry Vantsoff*, Company "B," 22d Infantry.
 3. Private *George Gibbons*, Company "G," 22d Infantry.
-

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., October 27, 1869.

GENERAL ORDERS, } No. 74. }

I.. Before a General Court Martial which convened at Fort Rice, D. T., by virtue of Special Field Orders No. 26, current series, from these Headquarters, and of which Brevet Colonel E. S. ORIS, Lieutenant Colonel 22d Infantry, is President, were arraigned and tried:

1st. Private *John McGuire*, Company "B," 22d Infantry.

CHARGE.—" Violation of the forty-sixth (46) Article of War."

Specification.—In this, that he, the said *John McGuire*, Private Company "B," 22d Infantry, a member of the guard of the post of Fort Rice, D. T., and duly posted as a sentinel, did, while so posted, go to sleep, in violation of the forty-sixth Article of War. All this at Fort Rice, D. T., on the 21st day of July, 1839.

To which CHARGE and *Specification* the accused pleaded as follows:

To the *Specification*—" Not Guilty."

To the CHARGE—" Not Guilty."

FINDING.

Of the *Specification*—"Not Guilty."

Of the *CHARGE*—"Not Guilty."

And the Court does therefore *acquit* the said Private *John McGuire*, of Company "B," 22d U. S. Infantry.

2d. Private *Henry Vanthoff*, Company "B," 22d Infantry.

CHARGE I.—"Conduct prejudicial to good order and military discipline."

Specification I.—In this, that he, the said Private *Henry Vanthoff*, Company "B," 22d Infantry, while on duty at the post hospital at Fort Rice, Dakota Territory, having been ordered by his commanding officer, for the time being, Assistant Surgeon *Washington Matthews*, U. S. Army, to remain within the building and yard of the post hospital at Fort Rice, D. T., and not to go beyond the limits of said building and yard, without special permission from the said Assistant Surgeon *Washington Matthews*, U. S. Army, did go entirely beyond the limits of the building and yard of the said post hospital, without obtaining the requisite permission. This at Fort Rice, D. T., on or about the 18th day of July, 1869.

Specification II.—In this, that the said Private *Henry Vanthoff*, Company "B," 22d Infantry, being on duty at the post hospital at Fort Rice, D. T., having obtained permission of Hospital Steward *Wm. B. Young*, U. S. Army, to go to the sink, and being instructed by said Hospital Steward *Wm. B. Young*, to return from the sink with as little delay as possible, did, instead of returning as directed, remain away an unreasonably great length of time, and did go to a distance from the hospital and the sink, where he was found by Corporal *Charles Nestler*, Company "B," 22d Infantry, who was sent by the officer of the day to arrest him. This conduct on the part of the said Private *Henry Vanthoff*, Company "B," 22d Infantry, being in direct and willful disobedience to the lawful order given him by the said Hospital Steward

Wm. B. Young, and "to the prejudice of good order and military discipline." All this at Fort Rice, D. T., on or about the 17th day of July, 1869.

Specification III.—In this, that he, the said Private *Henry Vanthoff*, Company "B," 22d Infantry, being informed by his commanding officer, for the time being, *Washington Matthews*, Assistant Surgeon U. S. Army, that he was about to be placed in confinement, and to have charges preferred against him, did say to the said Assistant Surgeon *Washington Matthews*, in a disrespectful and insulting manner, (referring to a previous confinement): "You had no business to send me to the guard house at first. If you did not want me, you should have sent me back to my Company. That is what you should have done," or words to that effect. This at Fort Rice, D. T., on or about the 18th day of July, 1869.

CHARGE II.—"Disobedience of Orders."

Specification.—In this, that he, the said Private *Henry Vanthoff*, Company "B," 22d Infantry, while on duty at the post hospital at Fort Rice, D. T., having been ordered by his commanding officer, for the time being, Assistant Surgeon *Washington Matthews*, U. S. Army, to remain within the building and yard of the post hospital at Fort Rice, D. T., and not to go beyond the limits of said building and yard without special permission from the said Assistant Surgeon, *Washington Matthews*, U. S. Army, did go entirely beyond the limits of the building and yard of the said post hospital, without obtaining the requisite permission, and in direct and willful disobedience of the lawful order of the said Assistant Surgeon *Washington Matthews*, U. S. Army. This at Fort Rice, D. T., on or about the 18th day of July, 1869.

CHARGE III.—"Disrespect towards his Commanding Officer."

Specification.—In this, that he, the said *Henry Vanthoff*, Com-

pany "B," 22d Infantry, while on duty at the post hospital at Fort Rice, D. T., being informed by the Surgeon in charge—his commanding officer—Assistant Surgeon *Washington Matthews*, U. S. Army, that charges would be preferred against him, and that he would be placed in confinement, did say in a disrespectful and insulting manner, to the said Assistant Surgeon *Washington Matthews*: "You had no business to send me to the guard-house at first. If you did not want me, you should have sent me back to my company. That is what you should have done," or words to that effect. This at Fort Rice, D. T. on the 18th day of July, 1869.

To which CHARGES and *Specifications* the accused pleaded as follows :

To the 1st *Specification*, 1st Charge—"Guilty."
 To the 2d *Specification*, 1st Charge—"Not Guilty."
 To the 3d *Specification*, 1st Charge—"Not Guilty."
 To the 1st CHARGE—"Guilty."
 To the *Specification*, 2d Charge—"Guilty."
 To the 2d CHARGE—"Guilty."
 To the *Specification*, 3d Charge—"Not Guilty."
 To the 3d CHARGE—"Not Guilty."

FINDING.

Of the 1st *Specification*, 1st Charge—"Guilty."
 Of the 2d *Specification*, 1st Charge—"Not Guilty."
 Of the 3d *Specification*, 1st Charge—"Not Guilty."
 Of the 1st CHARGE—"Guilty."
 Of the *Specification*, 2d Charge—"Guilty."
 Of the 2d CHARGE—"Guilty."
 Of the *Specification*, 3d Charge—"Not Guilty."
 Of the 3d CHARGE—"Not Guilty."

SENTENCE.

"To be confined at hard labor under charge of the post guard until the expiration of his term of service (September 14th, 1869,) and to forfeit to the United States ten dollars (\$10,00) of his monthly pay."

3d. Private *George Gibbons*, Company "G," 22d Infantry.

CHARGE.—"Violation of the 46th Article of War."

Specification.—In this, that he, Private *George Gibbons*, Company "G," 22d Infantry, having been duly detailed as a member of the post guard, and posted as a sentinel over the post store rooms and magazine, did sit down on his post and sleep until found and awakened by Lance Corporal *Joseph Dilks*, Company "G," 22d Infantry. All this at Fort Rice, D. T., on the night of June 27th, 1869.

To which CHARGE and *Specification* the accused pleaded as follows :

To the *Specification*—"Not Guilty."

To the CHARGE—"Not Guilty."

FINDING.

Of the *Specification*—"Guilty," except the words: "*sit down on his post,*" and substituting therefor: "*leave his post without authority.*"

Of the CHARGE—"Guilty."

SENTENCE.

"To forfeit to the United States all pay due or to become due, except the just dues of the laundress; to be dishonorably discharged the service, and confined at hard labor for the period of two years at such place as the Commanding General may direct."

II.. The proceedings and findings in the case of Private *John McGuire*, Company "B," 22d Infantry, are approved. The prisoner will be released from confinement and restored to duty.

In the case of Private *John Vanthoff*, Company "B," 22d Infantry, the proceedings are disapproved; the record not being complete in itself, showing neither time nor place of meet-

ing, and being intended to be taken in connection with the record of a previous case. The prisoner will be released from confinement.

The proceedings and findings in the case of Private *George Gibbons*, Company "G," 22d Infantry, are approved. The sentence is confirmed and will be duly executed—the post where the prisoner is now in confinement being designated as the place of confinement.

The law requiring a copy of the order appointing the Court, to be entered on the record, has been complied with in the foregoing case of Private *George Gibbons*, Company "G," 22d Infantry, but the order is not entered, as it should have been, at the beginning of the record; nevertheless as the record shows that the Court was organized as the law requires, the proceedings are not returned for amendment.

III.. The General Court Martial, which convened at Fort Rice, D. T., by virtue of Special Field Orders No. 26, current series, from these Headquarters, and of which Brevet Colonel E. S. Otis, Lieutenant Colonel 22d Infantry, is President, is hereby dissolved.

BY COMMAND OF MAJOR GENERAL HANCOCK.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



*Major and Bvt. Lt. Col., U. S. A.,
Judge Advocate.*

HEADQUARTERS, DEPARTMENT OF DAKOTA.

ST. PAUL, MINN., Nov. 2d, 1869.

GENERAL ORDERS, }
No. 75. }

The President of the United States having designated by Proclamation, Thursday the 18th day of November, instant, as a day of National Thanksgiving, that day will be observed accordingly, at all the posts in this Military Department. With the exception of the necessary guard and police duty, all labor will be suspended from reveille till retreat roll call.

BY COMMAND OF MAJ. GEN. HANCOCK.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL

Acting Assistant Adjutant General.



G. C. M.

Private *Richard H. Dorsey*, Company "H," 22d Infantry

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., Nov. 3d, 1869.

GENERAL ORDERS, }
No. 76. }

I. Before a General Court Martial which convened at Fort Sully, D. T., by virtue of Special Orders, No. 139, current series, from these Headquarters, and of which Captain J. B. IRVINE, 22d U. S. Infantry, is President, was arraigned and tried :

Private *Richard H. Dorsey*, Company "H," 22d Infantry.

CHARGE I.—"Drunkenness on duty."

Specification.—In this, that Private *Richard H. Dorsey*, Company "H," 22d U. S. Infantry, being a member of the guard at Fort Sully, D. T., did become so drunk as to be unable to perform the duties of a sentinel. This at Fort Sully, D. T., on or about the 2d day of October, 1869.

CHARGE II.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this, that he, Private *Richard H. Dorsey*, Company "H," 22d U. S. Infantry, having been duly mounted as a member of the guard at Fort Sully, D. T., did become so much under the influence of liquor, that when roused up to go on post, he was unable to perform the duties of a sentinel, and did take off his belt and throw it on the floor of the guard room. This at Fort Sully, D. T., on or about the 2d day of October, 1869.

To which CHARGES and *Specifications* the accused pleaded as follows :

To the *Specification*, 1st Charge—"Guilty."

To the 1st CHARGE—"Guilty."

To the *Specification*, 2d Charge—"Guilty."

To the 2d CHARGE—"Guilty."

FINDING.

Of the *Specification*, 1st Charge—"Guilty."

Of the 1st CHARGE—"Guilty."

Of the *Specification*, 2d Charge—"Guilty."

Of the 2d CHARGE—"Guilty."

SENTENCE.

"To forfeit twelve dollars (\$12.00) of his monthly pay for twelve (12) months, and be confined at hard labor, in charge of the guard, for six (6) months."

II..The proceedings and findings are approved. The sentence is confirmed, and will be duly executed. The post where the prisoner's company may be serving, is designated as the place of confinement.

III..The General Court Martial, which convened at Fort Sully, D. T., by virtue of Special Orders, No. 139, current series, from these Headquarters, and of which Captain J. B. IRVINE, 22d Infantry, is President, is hereby dissolved.

BY COMMAND OF MAJ. GEN. HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL,

Thomandlicher

Major and Brevet Lieut. Col., U. S. A.,

Judge Advocate.

HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., November 6, 1869.

GENERAL ORDERS, }
No. 77. }

General Orders No. 62, current series, from these Headquarters, is modified as follows: In order that old Fort Benton may be made use of as a military post, the following reservation embracing it, is declared, subject to the approval of the Secretary of War, viz:

Take for the initial point, a stake in the South West corner of the Fort lot, planted in the fence along the river street, five hundred and seventy-five (575) feet from the South West corner of Fort Benton—through this stake run a due North and South line across the river, extending it on the North side of the Missouri to the Teton river. Upon this North and South line, measure a distance of five hundred (500) yards, South from the south bank of the Missouri river, through which point run an East and West line extending East one (1) mile from the point last determined; thence North to the Teton river—thence along the bank of said river to the intersection of the North and South line herein mentioned, thence South to the place of beginning.

The Commanding Officer of Fort Benton will cause to be erected permanent cut stones, firmly imbedded in the ground, at each of the points heretofore described; on the inner faces of each stone the letters "U. S." will be painted or cut, and on the outer face of each stone the words "Military Reservation."

(OFFICIAL) BY COMMAND OF MAJ. GEN. HANCOCK,
R. CHANDLER,
Acting Assistant Adjutant General

Acting Assistant Adjutant General.



HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., NOV. 7, 1869.

GENERAL ORDERS, }
No 78 }

In all cases where Indians are enlisted in the Military Service of the United States, in this Department, the full Indian name, as well as the English interpretation of the name, must be inserted in the enlistment papers.

BY COMMAND OF MAJ. GEN. HANCOCK.

R. CHANDLER,

Acting Assistant Adjutant General.

(OFFICIAL)

A handwritten signature in cursive script, appearing to read "R. Chandler".

Acting Assistant Adjutant General.

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., NOV. 13, 1869.

GENERAL ORDERS, {
No. 79. }

General Orders No. 46, current series, from these Headquarters, is amended as follows: subject to the approval of the Secretary of War, the public lands inclosed by the hereinafter described survey, are hereby reserved to the United States for military purposes, and are declared to be the Military Reservation of the Post of Fort Sully, Dakota Territory.

The initial point is at a limestone rock, (set in the side of a hill, with the letter "R," cut in its face) five (5) chains and seventy-two (72) links south one degree (1°) east of a limestone rock, on the northwest face of the basin of a large, never failing spring near the head waters of Spring Creek, which latter rock has a hole drilled in its face, and the letters "U. S. R." marked upon it, thence from the initial point south sixty-five degrees (65°) west to a point at low-water mark on the eastern bank of an island, known as Wa-Ka-beju island, which point is marked by a square cut stone with the letters "U. S. R." cut in its face: thence along the eastern shore of said island in a southerly direction to the southernmost point of the same, which point is marked by a square cut stone with the letters "U. S. R." cut in its face: thence south sixty five degrees (65°) west to a point across the Missouri river, distant one half ($\frac{1}{2}$) a mile from the centre of the river channel, which point is marked by a square cut stone with the letters "U. S. R." cut in its face; thence up and along the west bank of the Missouri river, as it winds, parallel to the centre of the river channel and half a mile distant therefrom, to a point marked by a square cut stone with the letters "U. S. R." cut in its face, which last mentioned point is south seventy-five degrees (75°) west from a granite boulder on the east bank of the Missouri river, marked with the letters "U. S. R." cut in its face; thence north seventy-five degrees (75°) east one hundred and ninety-four and three quarters ($194\frac{3}{4}$) chains, to a limestone rock with the letter "R" cut in its face; thence south forty-five degrees (45°) east, eight hundred and eighty-nine (889) chains and forty-five (45) links to a limestone rock with the letter "R" cut in its face; thence south sixty five degrees (65°) west, forty one (41) chains and eighty (80) links to the initial point, being forty-two (42) square miles, or twenty-seven thousand two hundred and seventy five (27,275) acres, more or less.

BY COMMAND OF MAJOR GENERAL HANCOCK.

R. CHANDLER,

Acting Assistant Adjutant General.



HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., November 15, 1869.

GENERAL ORDERS, }
No. 80. }

The monthly compensation of Clerks in the Quartermaster's Department of this command, will in no case exceed one hundred and twenty-five dollars (\$125), except in the office of the Chief Quartermaster of the Department.

BY COMMAND OF MAJOR GENERAL HANCOCK.

R. CHANDLER,

Acting Assistant Adjutant General.

OFFICIAL.

Aid-de-Camp.



G. C. M.

Captain *O. O. G. Robinson*, 2d U. S. Cavalry.

HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., November 17, 1869.

GENERAL ORDERS, }
No. 81. }

I..Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders No. 134, current series, from these Headquarters, and of which Brevet Brigadier General P. R. DE TROBRIAND, Colonel 13th Infantry, is President, was arraigned and tried :

Captain *O. O. G. Robinson*, 2d U. S. Cavalry.

CHARGE.—“Conduct unbecoming an officer and a gentleman.”

Specification I.—In this: that Captain *O. O. G. Robinson*, 2d U. S. Cavalry, did, on obtaining on a credit subsistence stores to the amount of four dollars and seventy-four cents, (\$4.74) from 1st Lieutenant P. Harwood, U. S. Army, Assistant Commissary Subsistence, say, that on the following Saturday, (meaning July 10th, 1869,) he would pay for the same, and when the said 1st Lieutenant P. Harwood, U. S. Army, Assistant Commissary Subsistence, sent said bill of four dollars and seventy-four cents (\$4.74) to the said Captain *O. O. G. Robinson*, 2d U. S.

Cavalry, he did fail and neglect to pay said bill, but did return it to the office of the aforesaid 1st Lieutenant P. Harwood, U. S. A., Assistant Commissary Subsistence, without explanation. This at Fort Ellis, Montana Territory, on or about July 10th, 1869.

Specification II.—In this: that Captain *O. O. G. Robinson*, 2d U. S. Cavalry, after being presented with a bill of four dollars and seventy-four cents (\$4.74) due the United States for subsistence stores, for which 1st Lieutenant P. Harwood, U. S. Army, Assistant Commissary Subsistence, is responsible, did accost and meet the said 1st Lieutenant P. Harwood, U. S. Army, Assistant Commissary Subsistence, in a threatening and unofficerlike manner, addressing him in the hearing of certain officers and civilian employés of the garrison, in the following insulting and unofficerlike language: "*Did you send that bill to me? I came here to tell you what I think of it and you. It was a God damned mean trick and thing. You are a God damned mean puppy.*" or words to that effect. This at Fort Ellis, Montana Territory, July 11th, 1869.

To which CHARGE and *Specifications* the accused pleaded as follows:

To the 1st *Specification*—"Not Guilty."

To the 2d *Specification*—"Guilty," except the words: "*in a threatening and unofficerlike manner.*"

To the CHARGE—"Not Guilty."

FINDING.

Of the 1st *Specification*—"Guilty," but the Court attach no criminality thereto.

Of the 2d *Specification*—"Guilty."

Of the CHARGE—"Not Guilty," but guilty of "*conduct to the prejudice of good order and military discipline.*"

SENTENCE.

And the court do therefore sentence him, Captain O. O. G. Robinson, of the 2d Regiment of U. S. Cavalry, "*To be confined to the limits of the post at which he may be stationed, and to be suspended from rank and command for the period of two (2) months, and to be reprimanded in General Orders by the Department Commander.*"

II..The proceedings, findings and sentence are approved. The language, used by the accused towards a fellow-officer, has met with a merited rebuke in the action of the court. No aggravation can render such language other than reprehensible.

The approval of the proceedings by the Major General Commanding sufficiently indicates his disapprobation of the conduct of the accused.

So much of the sentence as imposes confinement to the limits of the post at which he may be stationed, and suspension from rank and command for two months, will be duly carried into execution.

BY COMMAND OF MAJOR GENERAL HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL,



G. C. M.

Private *Charles E. Moore*, Company "H," 27th Infantry.

HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., Nov. 19, 1869.

GENERAL ORDERS, {
No. 83. }

1.. Before a General Court Martial which convened at Fort Ellis, M. T., by virtue of Special Orders No. 119, current series, from these Headquarters, and of which Brevet Colonel A. G. BRACKETT, Lieutenant Colonel, 2d U. S. Cavalry, is President, was arraigned and tried:

Private *Charles E. Moore*, Company "H," 27th Infantry.

CHARGE 1.—"Absence without leave."

Specification.—In that *Charles E. Moore*, Private Company "H," 27th Infantry, while on duty with Company "G," 2d U. S. Cavalry, did absent himself from his Company and quarters, and did remain absent until arrested in the town of Bozeman, M. T., by 2d Lieutenant James E. Batchelder, 2d U. S. Cavalry, officer of the day. This at or near Fort Ellis, M. T., and the town of Bozeman, M. T., on or about the 10th day of July, 1869.

CHARGE 11.—"Theft, to the prejudice of good order and military discipline."

Specification.—In, that *Charles E. Moore*, Private Company "H," 27th Infantry, while on duty with Company "G," 2d U. S. Cavalry, did take or steal from the quarters of said Company "G," 2d Cavalry, a Colt's revolver, pistol belt and holster, the property of the United States, and did proceed to the town of Bozeman, M. T., armed with said revolver. This at or near Fort Ellis, M. T., and the town of Bozeman, M. T., on or about the 10th day of July, 1869.

CHARGE III.—"Conduct to the prejudice of good order and military discipline."

Specification.—In, that *Charles E. Moore*, Private Company "H," 27th Infantry, while on duty with Company "G," 2d Cavalry, did become drunk and disorderly, and when arrested by 2d Lieutenant James E. Batchelder, 2d Cavalry, officer of the day, did flourish a Colt's revolver in the face of said officer, and say: "*You can't take this pistol from me, nor any three other sons of bitches like you,*" or words to that effect, and did further say, when ordered by said officer of the day, to give up said revolver, "*I won't give it up without an order from my Company Commander,*" or words to that effect, and did cock said revolver. This at or near the town of Bozeman, M. T., on or about the 10th day of July, 1869.

To which CHARGES and *Specifications* the accused pleaded as follows:

To the *Specification*, 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the *Specification*, 2d Charge, "Not Guilty."

To the 2d CHARGE, "Not Guilty."

To the *Specification*, 3d Charge, "Not Guilty."

To the 3d CHARGE, "Not Guilty."

FINDING.

Of the *Specification*, 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the *Specification*, 2d Charge, "Not Guilty."

Of the 2d CHARGE, "Not Guilty."

Of the *Specification*, 3d Charge, "Guilty."

Of the 3d CHARGE, "Guilty."

SENTENCE.

"To forfeit to the United States ten dollars (\$10.00) per month of his monthly pay, for the period of six (6) months, and to be confined at hard labor, in charge of the guard, for the period of nine (9) months."

II.. The accused, in the foregoing case, entered as a plea in bar of trial, that he was never legally in the military service of the United States, having enlisted on the 9th of April, 1869, for three years, whereas the act of Congress, of March 3d, 1869, fixed the term of enlistment at five years; that therefore he is entitled to his discharge, and is not subject to the jurisdiction of a military court. The court overruled this plea without taking evidence as to the facts therein set forth. The enlistment papers, referred August 24, 1869, by the Adjutant General of the Army, to the Commanding Officer of Company "G," 2d Cavalry, establish the correctness of the statement of the prisoner with regard to the term of his enlistment.

The act of March 3d, 1869, is mandatory as to the length of the term of enlistment. Not having been enlisted in accordance therewith, the prisoner was not legally in the military service of the United States, and was entitled to his discharge. He can not, therefore, be held subject to the provisions of the laws adopted for the government of the army. The proceedings, findings, and sentence are disapproved. The prisoner will be released from confinement, and discharged from the service of the United States, in accordance with directions from

the Adjutant General's office, already transmitted to his Company Commander.

III..The General Court Martial which convened at Fort Ellis, M. T., by virtue of Special Orders No. 119, current series, from these Headquarters, and of which Brevet Colonel A. G. BRACKETT, Lieutenant Colonel, 2d U. S. Cavalry, is President, is hereby dissolved.

BY COMMAND OF MAJOR GENERAL HANCOCK.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL

HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., November 20, 1869.

GENERAL ORDERS, {
No. 83. }

I...The attention of Post Commanders is called to Paragraph 467, Revised Army Regulations, and its requirements will hereafter be strictly complied with. Reports of the arrival of recruits will be made under this Paragraph, (and forwarded through District Headquarters,) giving the date of arrival and the strength and condition of the detachment when turned over to the Post Commander.

II...Copies of all General and Special Orders, Circulars and Letters of Instructions, issued by District, Regimental and Post Commanders, will hereafter be transmitted to these Headquarters, at the date of their issue, and not periodically as is the present practice.

III...In addition to the quarterly tabular statement of campaigns, expeditions and scouts, required by circular letter of September 9th, 1867, from Headquarters of the Army, and forwarded through these Headquarters by District Commanders, reports of all Indian outrages, depredations, scouts, &c., will be transmitted to these Headquarters by Post Commanders immediately upon their occurrence. Copies of such reports from Post Commanders will also be sent to District Headquarters.

BY COMMAND OF MAJOR GENERAL HANCOCK.

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.

[Faint handwritten signature or initials at the bottom of the page]



HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., NOVEMBER 24, 1869.

GENERAL ORDERS, }
No. 84. }

I...The following General Orders from Headquarters of the Army, are republished for the information and guidance of this command:

GENERAL ORDERS, }
No. 74. }

HEADQUARTERS OF THE ARMY.
ADJUTANT GENERAL'S OFFICE,
Washington, November 2, 1869.

The following orders received from the War Department, are hereby published in place of those embraced in General Orders No. 62, of August 16, 1869, which are rescinded:—

Hereafter no squatter or citizen will be permitted to enter or reside upon a military reservation unless he be in the employment of the Government, or permitted by the Department Commander, in which case his residence thereon must cease upon his being discharged, or the permission withdrawn.

Department Commanders will exercise a general supervision of all military reservations within the limits of their commands, and will use force to remove squatters or trespassers when in their judgment it becomes necessary.

Where parties are already in possession, with valuable improvements, the Department Commander will cause an investigation to be made, and submit each case separately for the decision and orders of the Secretary of War.

BY COMMAND OF GENERAL SHERMAN:

E. D. TOWNSEND, Adjutant General.

II...Immediately upon receipt of this order, each Post Commander in the Department will make a special written report to these Headquarters, giving the names and occupation of all citizens not in the employment of the Government, residing upon the Reservation of his post, and a copy of the authority (if there be any) by virtue of which he is so resident.

The attention of Post Commanders is specially called to the requirements of the last clause of the foregoing orders from Headquarters of the Army. Each Post Commander will make the investigation therein required, and submit the result in each case separately to these Headquarters, for the action of the Department Commander.

BY COMMAND OF MAJOR GENERAL HANCOCK.

O. D. GREENE,
Assistant Adjutant General.



G. C. M.

1. Sergeant *Axel Dahlgreen*, Company "K," 13th Infantry.
 2. Private *Arthur T. Holt*, Company "I," 13th Infantry.
 3. Private *William Thompson*, Company "A," 13th Infantry.
-

HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., Nov. 27, 1869.

GENERAL ORDERS, }
No. 85. }

1.. Before a General Court Martial which convened at Fort Shaw, M. T., by virtue of Special Orders No. 134, current series, from these Headquarters, and of which Brevet Brig. General P. R. DE TROBRIAND, Colonel 13th Infantry, is President, were arraigned and tried:

1st. Sergeant *Axel Dahlgreen*, Company "K," 13th Infantry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

Specification I.—In this, that he, Sergeant *Axel Dahlgreen*, Company "K," 13th U. S. Infantry, acting 1st Sergeant of the Company, did, without proper authority, take from the Company cook house, thirty-three (33) pounds of bacon, more or less, and did sell this amount of bacon to one Ford, a dealer in milk and butter, at the rate of twenty cents (20c.) per pound, and did endeavor, by his not reporting said sale, to keep said transaction from the knowledge of his Company Commander. All this at Fort Shaw, M. T., on or about the 6th day of October, 1869.

Specification 11.—In this, that he, Sergeant *Axel Dahlgreen*, Company "K," 13th Infantry, acting 1st Sergeant of the Company, did appropriate to his own use, the proceeds from the sale of thirty-three (33) pounds of bacon—more or less—at twenty cents (20c.) per pound, being in all six dollars and sixty cents, (\$6.60,) in part payment of his indebtedness to one Ford, for milk and butter received from said Ford. All this at Fort Shaw, M. T., on or about the 6th day of October, 1863.

To which CHARGE and *Specifications* the accused pleaded as follows:

To the 1st *Specification*—"Guilty," except the words, "*without proper authority*," and "*and did endeavor by his not reporting said sale, to keep said transaction from the knowledge of his Company Commander*."

To the 2d *Specification*—"Not Guilty."

To the CHARGE—"Not Guilty."

FINDING.

Of the 1st *Specification*—"Guilty."

Of the 2d *Specification*—"Guilty."

Of the CHARGE—"Guilty."

SENTENCE.

And the Court do, therefore, sentence him, Sergeant *Axel Dahlgreen*, Company "K," 13th Infantry, United States Army, "*To be reduced to the rank of a private soldier; to forfeit all pay proper now due or that may become due, and to be confined at hard labor in charge of the guard, until the expiration of his term of enlistment*."

2d. Private *Arthur T. Holt*, Company "I," 13th Infantry.

CHARGE—"Desertion."

Specification.—In this, that he, Private *Arthur T. Holt*, Company "I," 13th Infantry, having been duly enlisted in the service of the United States, did desert the same on or about the 4th day of July, 1867, at Camp Reynolds, M. T.

To which CHARGE and *Specification* the accused pleaded as follows :

To the *Specification*—"Guilty."

To the CHARGE—"Guilty."

FINDING.

Of the *Specification*—"Guilty."

Of the CHARGE—"Guilty."

SENTENCE.

And the Court do, therefore, sentence him. Private *Arthur T. Holt*, Company "I," 13th Infantry, United States Army, "*To make good the time lost by desertion, and to be confined at hard labor in charge of the guard, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10.00) of his monthly pay, for the same period.*"

3d. Private *William Thompson*, Company "A," 13th Infantry.

CHARGE—"Desertion."

Specification.—In this, that the said *William Thompson*, being a duly enlisted soldier in the service of the United States, and an unassigned recruit to the 13th U. S. Infantry, did desert the service of the United States while *en route* to join his regiment, and remain absent until apprehended on the 4th day of September, 1869. All this at or near Taylor's Bridge, Idaho Territory, on or about the 3d September, 1869.

To which CHARGE and *Specification* the accused pleaded as follows :

To the *Specification*—"Not Guilty."

To the CHARGE—"Not Guilty."

FINDING.

Of the *Specification*—"Guilty."

Of the CHARGE—"Guilty."

SENTENCE.

And the Court does therefore sentence him, Private William Thompson, Company "A." 13th Regiment of Infantry, *"To be branded with the letter "D," on the left hip, to forfeit all pay and allowances that are, or may become due him, and to be drummed out of the service."*

II..(1) In the case of Sergeant Axel Dahlgren, Company "K," 13th Infantry, it appears from the evidence, that so far from being made secretly, the sale of Company stores, which forms the subject matter of the charge upon which the accused was tried, was made openly, in front of the Company quarters, and in the presence of "several persons," but was not reported to the Company Commander. The animosity, entertained towards the accused by a material witness for the prosecution, is a matter to be considered. Although the sale was without special authority, and therefore a punishable offence, the accused possibly misinterpreted the permission given him by his Company Commander upon a previous occasion, to dispose of a due-bill of the Commissary ; and the publicity of the transaction, together with the fact that the articles purchased were delivered by the seller to the Company cooks, renders it presumable that the small indebtedness, which this sale went to liquidate, was incurred for the benefit of the Company.

The second *Specification*, and so much of the first, as charges the accused with endeavoring to conceal the transaction from his Company Commander, is not satisfactorily sustained

by the evidence. The proceedings, findings and sentence are therefore disapproved, and the accused will be released from arrest and restored to duty.

(2.) The proceedings and findings, in the case of Private *Arthur T. Holt*, Company "1," 13th Infantry, are approved. The sentence is confirmed and will be duly carried into execution.

(3.) The proceedings and findings in the case of Private *William Thompson*, Company "A," 13th Infantry, are approved. It being impracticable to reconvene the Court for a reconsideration of the sentence, it is disapproved. The punishment of branding is now generally discountenanced, and is not approved by the Major General Commanding. But to relieve the prisoner from the operation of so much of the sentence, and to allow the remainder to take effect, would be to accomplish the very object the prisoner had in view—to leave the service at the sacrifice of his pay. A proper punishment in all such cases is a term of penal servitude.

He will be released from confinement and restored to duty, subject to the provisions of paragraphs 158, 161, 1357 and 1358 Revised Army Regulations.

III...The General Court Martial, which convened at Fort Shaw, M. T., by virtue of Special Orders No. 134, current series, from these Headquarters, and of which Bvt. Brig. Gen. *P. R. DE TROBRIAND*, Colonel 13th Infantry, is President, is hereby dissolved.

BY COMMAND OF MAJOR GENERAL HANCOCK.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

Norman Licher

Maj. Gen. B. T. Stearns, Jr.
J. L. Hancock



G. C. M.

1. Private *David Payne*, Company "E," 20th Infantry.
 2. Private *Richard Owens*, Company "E," 20th Infantry.
 3. Private *Lawrence Britt*, Company "C," 22d Infantry.
 4. Private *Gorham H. Saunders*, Company "G," 22d Infantry.
 5. Musician *Daniel A. Bous*, Company "E," 13th Infantry.
-

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., November 30, 1869.

GENERAL ORDERS, } No. 86. }

I. Before a General Court Martial which convened at Fort Snelling, Minn., by virtue of Special Orders No. 180, current series, from these Headquarters, and of which Brevet Major General GEORGE SYKES, Colonel 20th Infantry, is President, were arraigned and tried.

1st. Private *David Payne*, Company "E," 20th Infantry.
CHARGE—"Desertion."

Specification.—In this, that he, Private *David Payne*, of Company "E," 20th Infantry, being a soldier duly enlisted into the service of the United States, did desert the same at or near Leech Lake, Minn., on or about the 25th day of September, 1869, and did remain absent from his Company until apprehended at a distance of about thirty miles from the camp of his Company on or about the 27th day of September, 1869. All this at or near Leech Lake, Minn., on or about the dates above specified.

To which CHARGE and *Specification* the prisoner pleaded as follows :

To the *Specification*—"Guilty."

To the CHARGE—"Guilty."

FINDING.

Of the *Specification*—"Guilty."

Of the CHARGE—"Guilty."

SENTENCE.

And the Court does, therefore, sentence him, Private *David Payne*, Company "E," 20th Infantry, "*To be confined at hard labor, in charge of the guard, for six months, forfeiting all pay and allowances due him on the promulgation of his sentence, and ten dollars per month during the period of his confinement*."

2d. Private *Richard Owens*, Company "E," 20th Infantry.

CHARGE—"Desertion."

Specification.—In this, that he, Private *Richard Owens*, of Company, "E," 20th Infantry, being a soldier duly enlisted into the service of the United States, did desert the same at or near Leech Lake, Minn., on or about the 25th day of September, 1869, and did remain absent from his Company, until apprehended at a distance of about thirty miles from the camp of his Company, on or about the 27th day of September, 1869. All this at or near Leech Lake, Minn., on or about the dates above specified.

To which CHARGE and *Specification* the prisoner pleaded as follows :

To the *Specification*—"Guilty."

To the CHARGE—"Guilty."

FINDING.

Of the *Specification*—"Guilty."

Of the CHARGE—"Guilty."

SENTENCE.

And the Court does, therefore, sentence him, Private *Rich. and Owens*, of Company "E," 20th Infantry, "*To be confined at hard labor in charge of the guard, for six months, forfeiting all pay and allowances due him on the promulgation of his sentence, and ten dollars per month during the period of his confinement.*"

3d. Private *Lawrence Britt*, Company "C," 22d Infantry.
CHARGE—"Desertion."

Specification.—In this, that he, Private *Lawrence Britt*, Company "C," 22d Infantry, having been duly enlisted in the military service of the United States, did desert the same. This at Fort Randall, Dakota Territory, on or about October 18th, 1868.

To which CHARGE and *Specification* the prisoner pleaded as follows:

To the *Specification*—"Guilty."

To the CHARGE—"Guilty."

FINDING.

Of the *Specification*—"Guilty."

Of the CHARGE—"Guilty."

SENTENCE.

And the Court does, therefore, sentence him, Private *Lawrence Britt*, Company "C," 22d Infantry, "*To forfeit all pay and allowances that are or may become due him; to be indelibly marked on the left hip with the letter "D," one and a half inches long, and to be dishonorably discharged, and drummed out of the service of the United States.*"

4th. Private *Gorham H. Saunders*, Company "G," 22d Infantry.

CHARGE—"Desertion."

Specification.—In this, that he, Private *Gorham H. Saunders*,

Company "G," 22d U. S. Infantry, did desert the service of the United States, at Fort Sully, D. T., on or about October 13th, 1867, and did remain absent therefrom until apprehended at St. Louis, Mo., on or about the 13th day of October, 1868.

To which CHARGE and *Specification* the prisoner pleaded as follows :

To the *Specification*—"Guilty."

To the CHARGE—"Guilty."

FINDING.

Of the *Specification*—"Guilty," except the words '*at St. Louis, Mo.*'

Of the CHARGE—"Guilty."

SENTENCE.

And the Court does, therefore, sentence him, Private *Gorham H. Saunders*, Company "G," 22d Infantry, "*To forfeit all pay and allowances that are now, or may become due him; to be indelibly marked on the left hip with the letter "D," one and a half inches long, and to be dishonorably discharged and drummed out of the service of the United States.*"

5th. Musician *Daniel A. Boas*, Company "E," 13th Infantry.

CHARGE—"Desertion."

Specification.—In this, that he, Musician *Daniel A. Boas*, Company "E," 13th Infantry, having been duly enlisted in the military service of the United States, did desert the same. This at Mussel Shell river, Montana Territory, on or about the 27th day of May, 1868.

To which *Charge* and *Specification* the prisoner pleaded as follows :

To the *Specification*—"Guilty."

To the CHARGE—"Guilty."

FINDING.

Of the *Specification*—"Guilty."

Of the *Charge*—"Guilty."

SENTENCE.

And the Court does, therefore, sentence him, Musician *Daniel A. Boas*, Company "E," 13th Infantry, "*To forfeit all pay and allowances due him on the promulgation of his sentence; to make good the time lost by desertion, and during the remainder of his enlistment, to forfeit six dollars of his pay per month.*"

II.. In the cases of Privates *David Payne* and *Richard Owens*, Company "E," 20th Infantry, the proceedings and findings are approved. The sentences are confirmed and will be duly executed.

In the case of Privates *Lawrence Britt*, Company "C," and *Gorham H. Saunders*, Company "G," 22d Infantry, the proceedings and findings are approved. So much of the sentences, as relates to the indelibly marking of the prisoners with the letter "D," is remitted. The remainder of the sentences is confirmed, and will be duly executed.

The proceedings and findings in the case of Musician *Daniel A. Boas*, Company "E," 13th Infantry, are approved. The sentence is confirmed and will be duly executed.

III.. The General Court Martial, which convened at Fort Snelling, Minn., by virtue of Special Orders, No. 180, current series, from these Headquarters, and of which Bvt. Maj. General *GEORGE SYKES*, Colonel 20th Infantry, is President, is hereby dissolved.

BY COMMAND OF MAJOR GENERAL HANCOCK,

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.



HEADQUARTERS, DEPARTMENT OF DAKOTA.

ST. PAUL, MINN., DECEMBER 1, 1869.

GENERAL ORDERS. }
No 87. }

The following letter from the Adjutant General of the Army, is published for the information and guidance of all concerned :

SIR,

The Secretary of War directs that, to correct any misunderstanding on the part of officers in the publication of their advertisements, the instructions from the War Department, that advertisements, not to exceed six (6) in number, be inserted on consecutive days, be construed as requiring that advertisements shall be published in *consecutive issues* of the paper. Please notify the officers of your command accordingly.

Very Respectfully

Your obedient servant,

(Signed.)

E. D. TOWNSEND,

Adjutant General.

BY COMMAND OF MAJOR GENERAL HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., DECEMBER 8, 1869.

GENERAL ORDERS. {
No 88. }

I...Hereafter all charges and specifications against any person in the Military service of the United States, serving in this Department, must be submitted for the supervision and action of the Department Commander, prior to being brought to trial before a General Court Martial.

II...All General Courts Martial now in session or existence in this Department, by virtue of orders from these Headquarters issued prior to October 22d, 1869, are hereby dissolved.

BY COMMAND OF MAJOR GENERAL HANCOCK,

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.



HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., DECEMBER 9, 1869.

GENERAL ORDERS. }
No. 89 }

The practice prevalling at some of the posts in this command, of reducing non-commissioned officers to the ranks, by Post Commanders, "subject to the approval of the Regimental Commander," being an assumption of authority not recognized by Regulations, will be discontinued. The action of the Regimental Commander must not be anticipated.

BY COMMAND OF MAJOR GENERAL HANCOCK,

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.





G. C. M.

Sergeant *Emil Vollpracht*, Company "I," 13th Infantry.

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., December 10, 1869.

GENERAL ORDERS, }
No. 90. }

I..Before a General Court Martial, which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, series of 1868, from these Headquarters, and of which Bvt. Lt. Col. F. L. Town, Surgeon U. S. Army, is President, was arraigned and tried, November 22d, 1869.

Sergeant *Emil Vollpracht*, Company "I," 13th Infantry.

CHARGE I—"Disobedience of Orders."

Specification.—In this, that he, Sergeant *Emil Vollpracht*, Company "I," 13th Infantry, having been detailed in charge of the escort of Major V. C. Hanna, Paymaster U. S. Army, *en route* from Fort Shaw, M. T., to Camp Cooke, M. T., and having been ordered by his commanding officer, Major V. C. Hanna, Paymaster, to have the escort and teams all ready to start out on their route at 9 o'clock A. M. on the following morning, did neglect and fail to obey said order, and could not be found at the appointed time. All this at Fort Benton, M. T., on or about the 12th day of November, 1869.

CHARGE II.—“Absence without Leave.”

Specification.—In this, that he, Sergeant *Emil Vollpracht*, Company “I,” 13th Infantry, having arrived at Fort Benton, M. T., in charge of the escort of Major V. C. Hanna, Paymaster, U. S. A., *en route* to Camp Cooke, M. T., and having been ordered to be all ready to proceed *en route* at 9 o'clock A. M. on the following morning—November 12th, 1869—did absent himself from his command without permission from proper authority, and failing to appear at the appointed time, did so remain absent, and did not rejoin his proper command until it returned to Fort Benton, M. T., from Camp Cooke, November 17th, 1869. All this at Fort Benton, M. T., on or about the dates above specified.

To which CHARGES and *Specifications* the prisoner pleaded as follows :

To the *Specification*, 1st Charge—“Guilty.”

To the 1st CHARGE—“Guilty.”

To the *Specification*, 2d Charge—“Not Guilty.”

To the 2d CHARGE—“Not Guilty.”

FINDING.

Of the *Specification*, 1st Charge—“Guilty.”

Of the 1st CHARGE—“Guilty.”

Of the *Specification*, 2d Charge—“Guilty,” except the words “*without permission from proper authority*,” inserting after the words—“*did so remain absent*,” the words—“*without proper authority*,” but attach no criminality to his absence from his command, from the period of his reporting at Fort Benton and the time of Major HANNA's return.

Of the 2d CHARGE—“Guilty.”

SENTENCE

And the Court does therefore sentence him, Sergeant *Emil Vollpracht*, Company “I,” 13th Infantry, “*To be reduced to*

G. C. M.

Sergeant *Emil Vollpracht*, Company "I," 13th Infantry.

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., December 10, 1869.

GENERAL ORDERS, } No. 90. }

I..Before a General Court Martial, which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, series of 1868, from these Headquarters, and of which Bvt. Lt. Col. F. L. Town, Surgeon U. S. Army, is President, was arraigned and tried, November 22d, 1869.

Sergeant *Emil Vollpracht*, Company "I," 13th Infantry.

CHARGE I—"Disobedience of Orders."

Specification.—In this, that he, Sergeant *Emil Vollpracht*, Company "I," 13th Infantry, having been detailed in charge of the escort of Major V. C. Hanna, Paymaster U. S. Army, *en route* from Fort Shaw, M. T., to Camp Cooke, M. T., and having been ordered by his commanding officer, Major V. C. Hanna, Paymaster, to have the escort and teams all ready to start out on their route at 9 o'clock A. M. on the following morning, did neglect and fail to obey said order, and could not be found at the appointed time. All this at Fort Benton, M. T., on or about the 12th day of November, 1869.

CHARGE II.—'Absence without Leave.'

Specification.—In this, that he, Sergeant *Emil Vollpracht*, Company "I," 13th Infantry, having arrived at Fort Benton, M. T., in charge of the escort of Major V. C. Hanna, Paymaster, U. S. A., *en route* to Camp Cooke, M. T., and having been ordered to be all ready to proceed *en route* at 9 o'clock A. M. on the following morning—November 12th, 1869—did absent himself from his command without permission from proper authority, and failing to appear at the appointed time, did so remain absent, and did not rejoin his proper command until it returned to Fort Benton, M. T., from Camp Cooke, November 17th, 1869. All this at Fort Benton, M. T., on or about the dates above specified.

To which CHARGES and *Specifications* the prisoner pleaded as follows :

To the *Specification*, 1st Charge—"Guilty."

To the 1st CHARGE—"Guilty."

To the *Specification*, 2d Charge—"Not Guilty."

To the 2d CHARGE—"Not Guilty."

FINDING.

Of the *Specification*, 1st Charge—"Guilty."

Of the 1st CHARGE—"Guilty."

Of the *Specification*, 2d Charge—"Guilty," except the words "*without permission from proper authority*," inserting after the words—"did so remain absent," the words—"without proper authority," but attach no criminality to his absence from his command, from the period of his reporting at Fort Benton and the time of Major HANNA's return.

Of the 2d CHARGE—"Guilty."

SENTENCE

And the Court does therefore sentence him, Sergeant *Emil Vollpracht*, Company "I," 13th Infantry, "To be reduced to

the rank of a private soldier; to forfeit to the United States his monthly pay for two (2) months, and to be confined at hard labor in charge of the guard, for a period of one (1) month."

II.. The proceedings and findings in the case of Sergeant *Emil Vollpracht*, Company "1," 13th Infantry, are approved. The sentence is confirmed and will be duly executed.

BY COMMAND OF MAJOR GENERAL HANCOCK

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.



the rank of a private soldier; to forfeit to the United States his monthly pay for two (2) months, and to be confined at hard labor in charge of the guard, for a period of one (1) month."

II..The proceedings and findings in the case of Sergeant *Emil Vollpracht*, Company "I," 13th Infantry, are approved.

The sentence is confirmed and will be duly executed.

BY COMMAND OF MAJOR GENERAL HANCOCK

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.



G. C. M.

1. Private *William Miller*, Company "F," 2d Cavalry.
 2. Private *Edward Steele*, Company "G," 2d Cavalry.
-

HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., December 11, 1869.

GENERAL ORDERS, {
No. 91. }

I..Before a General Court Martial which convened at Fort Ellis, M. T., by virtue of Special Orders No. 119, current series, from these Headquarters, and of which Bvt. Col. A. G. BRACKETT, Lieut. Col. 2d Cavalry, is President, were arraigned and tried, November 12th, 1869.

1st. Private *William Miller*, Company "F," 2d Cavalry.
CHARGE I.—"Desertion."

Specification —In this, that Private *William Miller*, Company "F," 2d U. S. Cavalry, a duly enlisted soldier in the service of the United States, did desert said service on or about the 3d day of September, 1869, at or near the crossing of Snake river, Idaho Territory, and did remain absent until apprehended on the stage road south from Snake river crossing, on or about September 3d, 1869.

CHARGE II.—"Tleft, to the prejudice of good order and military discipline."

Specification.—In this, that Private *William Miller*, Company "F," 2d U. S. Cavalry, did desert from a detachment of unassigned recruits, U. S. Army, and did feloniously take, steal, and carry away with him, the following described property of the United States : One (1) Sharp's carbine, one (1) carbine sling, one (1) carbine cartridge pouch, one (1) carbine swivel, one (1) thong, brush and wiper, ten (10) rounds Sharp's carbine cartridges. All of this at or near the crossing of Snake river, Idaho Territory, on or about September 3d, 1869.

To which CHARGES and *Specifications* the accused pleaded as follows :

To the *Specification*, 1st Charge—"Not Guilty."

To the 1st CHARGE—"Not Guilty."

To the *Specification*, 2d Charge—"Not Guilty."

To the 2d CHARGE—"Not Guilty."

FINDING.

Of the *Specification*, 1st Charge—"Guilty."

Of the 1st CHARGE—"Guilty."

Of the *Specification*, 2d Charge—"Guilty," excepting the words "one (1) thong, brush and wiper, ten (10) rounds of Sharp's carbine cartridges."

Of the 2d CHARGE—"Guilty."

SENTENCE.

And the Court do, therefore, sentence him, Private *William Miller*, Company "F," 2d U. S. Cavalry, "To forfeit all pay and allowances that are or may become due him; to be dishonorably discharged from the United States service, and confined in such penitentiary as the Department Commander may direct, for the period of two (2) years."

2d. Private *Edward Steele*, Company "G," 2d U. S. Cavalry.

CHARGE I.—“Desertion.”

Specification.—In this, that he, Private *Edward Steele*, Company “G,” 2d U. S. Cavalry, a duly enlisted soldier in the service of the United States, did desert said service on or about the 3d day of September, 1869, at or near the crossing of Snake river, Idaho Territory, and did remain absent until apprehended on the stage road south from Snake river crossing, on or about September 3d, 1869.

CHARGE II.—“Theft, to the prejudice of good order and military discipline.”

Specification.—In this, that Private *Edward Steele*, Company “G,” 2d U. S. Cavalry, did desert from a detachment of unassigned recruits U. S. Army, at or near the crossing of Snake river, Idaho Territory, and did feloniously take, steal, and carry away with him, the following described property of the United States: One (1) Sharp's carbine, one (1) carbine sling, one (1) carbine cartridge pouch, one (1) carbine swivel, one (1) thong, brush and wiper, ten (10) rounds Sharp's carbine cartridges. All this at or near the crossing of Snake river, Idaho Territory, on or about September 3d, 1869.

To which CHARGES and *Specifications* the accused pleaded as follows:

To the *Specification*, 1st Charge—“Guilty.”

To the 1st CHARGE—“Guilty.”

To the *Specification*, 2d Charge—“Guilty.”

To the 2d CHARGE—“Guilty.”

FINDING.

Of the *Specification*, 1st Charge—“Guilty.”

Of the 1st CHARGE—“Guilty.”

Of the *Specification*, 2d Charge—“Guilty.”

Of the 2d CHARGE—“Guilty.”

SENTENCE.

And the Court do, therefore, sentence him, Private *Edward Steele*, Company "G," 2d U. S. Cavalry, "*To forfeit to the United States all pay and allowances that are or may become due him; to be dishonorably discharged from the United States service, and confined in such penitentiary as the Department Commander may direct, for the period of two (2) years.*"

II..The proceedings and findings in the cases of Privates *William Miller*, Company "F," and *Edward Steele*, Company "G," 2d U. S. Cavalry, are approved. The sentences are confirmed and will be duly executed. The prisoners will be retained at Fort Ellis, M. T., until the opening of navigation on the Missouri river, when they will be sent, under a suitable guard, to Fort Benton, M. T., and thence by river, to Sioux City, and thence to Stillwater, Minn.—the State Penitentiary at Stillwater being designated as the place of confinement. Owing to the delay thus necessarily caused in the execution of this sentence, the term of confinement will be deemed to commence from the date of the receipt of this order at the post where the prisoners are in confinement.

BY COMMAND OF MAJOR GENERAL HANCOCK,

O. D. GREENE,
Assistant Adjutant General

OFFICIAL.

Merran Libber

Maj. Wm. D. Miller
Judge Advocate

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., DEC. 16, 1869.

GENERAL ORDERS, {
No. 92. }

I...Commanding Officers of posts in this Department are informed that existing orders and decisions from the War Department, authorize the use of the spring wagons retained at their posts in accordance with the provisions of General Orders No. 5, series of 1868, from Headquarters of the Army, Adjutant General's Office, by the following classes of officers, and by none others, viz :

The Department Commander when on a tour of Inspection,

The District " " " " "

Officers on Inspection duty under orders from these or Superior Headquarters.

Paymasters on paying tours of duty.

II...The list of posts in the Department at which spring wagons are retained in accordance with the General Orders quoted in the foregoing paragraph, and now authorized, is republished for the information of all concerned, viz : Forts Abercrombie, Totten, Sully, Stevenson, Riee, Randall, Shaw, Ellis, Buford, and one (1) in depot at Fort Snelling.

BY COMMAND OF MAJOR GENERAL HANCOCK.

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., DEC. 17, 1869.

GENERAL ORDERS, }
No. 93. }

Subject to the approval of the Secretary of War, the public lands inclosed by the hereinafter described survey, are hereby reserved to the United States for Military purposes, and declared to be the Military Reservation of the post of Fort Ellis, Montana Territory.

Beginning at the quarter post on the East line of Section eight (8), Township two (2), South of Range six (6), East of the principal Meridian, Territory of Montana; thence South seven and one half ($7\frac{1}{2}$) miles; thence East four (4) miles; thence North three (3) miles; thence West one (1) mile; thence North three and three quarter ($3\frac{3}{4}$) miles; thence West one (1) mile; thence North three quarters ($\frac{3}{4}$) of a mile; thence West two (2) miles to the place of beginning, embracing the South half ($\frac{1}{2}$) of Sections nine (9) and ten (10), the South half ($\frac{1}{2}$) of Section fourteen (14), and the South half ($\frac{1}{2}$) of the North half ($\frac{1}{2}$) of Section fourteen (14), the whole of Sections fifteen (15), sixteen (16), twenty-one (21), twenty-two (22), twenty three (23), twenty-six (26), twenty-seven (27), twenty-eight (28), thirty-three (33), thirty-four (34), and thirty-five (35), in Township numbered two (2), South of Range six (6), East of the principal Meridian, Territory of Montana; and also the whole of Sections one (1), two (2), three (3), four (4), nine (9), ten (10), eleven (11), twelve (12), thirteen (13), fourteen (14), fifteen (15) and sixteen (16), in Township numbered three (3), South of Range six (6), East of the principal Meridian, Territory of Montana.

The Commanding Officer of Fort Ellis will cause to be erected at the apex of each of the four angles of the northern

boundaries of the above described Reservation, a square cut stone, one foot on the edge and three and one half feet in length, firmly imbedded eighteen inches in the ground. On the inner surface of each stone the letters "U. S." will be chiseled or cut; on the outer face of each stone will be painted the words "Military Reservation." The apex of each of the other angles of the Reservation will be marked by a large mound of loose stones.

BY COMMAND OF MAJOR GENERAL HANCOCK

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

G. C. M.

1. Private *Louis Autroli*, Company "E," 20th Infantry.
 2. Private *John Stack*, Company "E," 20th Infantry.
 3. Private *James Cross*, Company "E," 20th Infantry.
-

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., December 22, 1869.

GENERAL ORDERS, } No. 94. }

1. Before a General Court Martial, which convened at Fort Snelling, Minn., by virtue of Special Orders No. 193, current series, from these Headquarters, and of which Bvt. Maj. General GEO. SYKES, Col. 20th Infantry, is President, were arraigned and tried :

1st. Private *Louis Autroli*, Company "E," 20th Infantry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

Specification I.—In this, that he, Private *Louis Autroli*, of Company "E," 20th U. S. Infantry, did, while on the black list, and forbidden to leave the post, go to the town of Mendota, and did remain there until arrested and brought back by a guard sent for him. All this at or near Fort Snelling, Minn., on or about the 29th day of November, 1869.

Specification II.—In this, that he, Private *Louis Antroli*, of Company "E," 20th U. S. Infantry, did resist and did fire a pistol at Corporal Thomas Carroll, of Company "E," 20th U. S. Infantry, with intent to kill or wound said Corporal Thomas Carroll, he, the said Corporal Thomas Carroll, being in the proper performance of his duty at the time. All this at or near Mendota, Minn., on or about the 29th day of November, 1869.

To which CHARGE and *Specifications* the prisoner pleaded as follows :

To the 1st *Specification*—"Guilty."
 To the 2d *Specification*—"Not Guilty."
 To the CHARGE—"Not Guilty."

FINDING.

Of the 1st *Specification*—"Guilty."
 Of the 2d *Specification*—"Guilty."
 Of the CHARGE—"Guilty."

SENTENCE.

"To forfeit all pay and allowances that are or may become due him; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the authorities may direct, for the period of two years.

2d. Private *John Stack*, Company "E," 20th Infantry.

CHARGE I.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this, that he, Private *John Stack*, of Company "E," 20th Infantry, (being forbidden to leave the post,) did, without permission from proper authority, go to the town of Mendota, Minn. This at or near Fort Snelling. Minn., on or about the 7th day of December, 1869.

CHARGE II.—“Drunkenness, to the prejudice of good order and military discipline.”

Specification I.—In this, that he, Private *John Stack*, of Company “E,” 20th Infantry, was so drunk as to be unable to perform the duties of a soldier, whereby his services were lost to the United States service. This at or near Fort Snelling, Minn., on or about the 23d day of November, 1869.

Specification II.—In this, that he, Private *John Stack*, of Company “E,” 20th Infantry, was so drunk as to be unable to perform the duties of a soldier, whereby his services were lost to the United States service. This at or near Fort Snelling, Minn., on or about the 23th day of November, 1869.

Specification III.—In this, that he, Private *John Stack*, of Company “E,” 20th Infantry, was so drunk as to be unable to perform the duties of a soldier, whereby his services were lost to the United States service. This at or near Fort Snelling, Minn., on or about the 27th day of November, 1869.

Specification IV.—In this, that he, Private *John Stack*, of Company “E,” 20th Infantry, was so drunk as to be unable to perform the duties of a soldier, whereby his services were lost to the United States service. This at or near Fort Snelling, Minn., on or about the 2d day of December, 1869.

Specification V.—In this, that he, Private *John Stack*, of Company “E,” 20th Infantry, was so drunk as to be unable to perform the duties of a soldier, whereby his services were lost to the United States service. This at or near Fort Snelling, Minn., on or about the 7th day of December, 1869.

To which CHARGES and *Specifications* the prisoner pleaded as follows :

To the *Specification*, 1st Charge—"Not Guilty."
 To the 1st CHARGE—"Not Guilty."
 To the 1st *Specification*, 2d Charge—"Not Guilty."
 To the 2d *Specification*, 2d Charge—"Not Guilty."
 To the 3d *Specification*, 2d Charge—"Not Guilty."
 To the 4th *Specification*, 2d Charge—"Not Guilty."
 To the 5th *Specification*, 2d Charge—"Not Guilty."
 To the 2d CHARGE—"Not Guilty."

FINDING.

Of the *Specification*, 1st Charge—"Not Guilty."
 Of the 1st CHARGE—"Not Guilty."
 Of the 1st *Specification*, 2d Charge—"Guilty."
 Of the 2d *Specification*, 2d Charge—"Guilty."
 Of the 3d *Specification*, 2d Charge—"Guilty."
 Of the 4th *Specification*, 2d Charge—"Guilty."
 Of the 5th *Specification*, 2d Charge—"Guilty."
 Of the 2d CHARGE—"Guilty."

SENTENCE.

"To forfeit ten dollars of his pay per month, for six months, and to be confined for six days in charge of the guard, carrying a knap sack weighing thirty pounds, from 'Reveille' until 'Retreat,' with fifteen minutes for each meal."

3d. Private *James Cross*, Company "E," 20th Infantry.
 CHARGE A.—"Absence without leave."

Specification.—In this, that he, Private *James Cross*, of Company "E," 20th U. S. Infantry, did absent himself from his Company and post without permission from proper authority, on the 5th day of December, 1869, and did remain absent until the 7th day of December, 1869, he being forbidden to leave the post. This at Fort Snelling, Minn., on or about the days and dates above specified.

CHARGE II.—“ Drunkenness, to the prejudice of good order and military discipline.”

Specification I.—In this, that he, Private *James Cross*, of Company “ E,” 20th Infantry, was so drunk as to be unable to perform the duties of a soldier, whereby his services were lost to the United States service. This at Fort Snelling, Minn., on the 14th day of November, 1869.

Specification II.—In this, that he, Private *James Cross*, of Company “ E,” 20th Infantry, was so drunk as to be unable to perform the duties of a soldier, whereby his services were lost to the United States service. This at Fort Snelling, Minn., on the 23d day of November, 1869.

Specification III.—In this, that he, Private *James Cross*, of Company “ E,” 20th Infantry, was so drunk as to be unable to perform the duties of a soldier, whereby his services were lost to the United States service. This at Fort Snelling, Minn., on the 30th day of November, 1869.

Specification IV.—In this: that he, Private *James Cross*, of Company “ E,” 20th Infantry, was so drunk as to be unable to perform the duties of a soldier, whereby his services were lost to the United States service. This at Fort Snelling, Minn., on the 7th day of December, 1869.

To which CHARGES and *Specifications* the prisoner pleaded as follows :

To the *Specification*, 1st Charge—“ Guilty.”

To the 1st CHARGE—“ Guilty.”

To the 1st *Specification*, 2nd Charge—“ Not Guilty.”

To the 2d *Specification*, 2d Charge—“ Not Guilty.”

To the 3d *Specification*, 2d Charge—“ Not Guilty.”

To the 4th *Specification*, 2d Charge—“ Not Guilty.”

To the 2d CHARGE—“ Not Guilty.”

FINDING.

Of the *Specification*, 1st Charge—"Guilty."

Of the 1st CHARGE—"Guilty."

Of the 1st *Specification*, 2d Charge—"Guilty."

Of the 2d *Specification*, 2d Charge—"Not Guilty."

Of the 3d *Specification*, 2d Charge—"Not Guilty."

Of the 4th *Specification*, 2d Charge—"Guilty."

Of the 2d CHARGE—"Guilty."

SENTENCE.

"To forfeit ten dollars of his pay per month, for three months, and to be confined for six days, in charge of the guard, carrying a knapsack weighing thirty pounds, from 'Reveille' until 'Retreat,' with fifteen minutes for each meal."

II..The proceedings and findings in the case of Private *Louis Antroli*, Company "E," 20th Infantry, are approved. The sentence is confirmed and will be duly executed—the Minnesota State penitentiary at Stillwater, Minn., being designated as the place of confinement.

The proceedings and findings in the cases of Privates *John Stack* and *James Cross*, Company "E," 20th Infantry, are approved. The sentences are mitigated so as to allow thirty minutes for each meal. As thus modified they will be duly carried into execution.

BY COMMAND OF MAJOR GENERAL HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.

HEADQUARTERS, DEPARTMENT OF DAKOTA,

ST. PAUL, MINN., DECEMBER 23, 1869.

GENERAL ORDERS. {
No. 95. }

The following General Orders and Circular from the Headquarters of the Army, are republished for the information and guidance of officers in this Department :

HEADQUARTERS OF THE ARMY,
ADJUTANT GENERAL'S OFFICE,

Washington, Dec. 6, 1869.

GENERAL ORDERS, {
No. 79. }

By direction of the Secretary of War, in cases where questions arise as to the ownership of animals in possession of Indians, the commanding officer of the nearest military post is authorized and directed to act in conjunction with the Indian agent in charge of the said Indians, in the investigation and determination of the question of such ownership.

BY COMMAND OF GENERAL SHERMAN :

(Signed:)

E. D. TOWNSEND,

Adjutant General.

HEADQUARTERS OF THE ARMY,

ADJUTANT GENERAL'S OFFICE,

Washington, December 2, 1869.

(CIRCULAR.)

By direction of the President, officers of the Army on duty in the Indian country will give protection to both whites and Indians when outrages are committed on either side, and will make special reports of each case that may occur, to the Adjutant General.

BY COMMAND OF GENERAL SHERMAN :

(Signed:)

E. D. TOWNSEND,

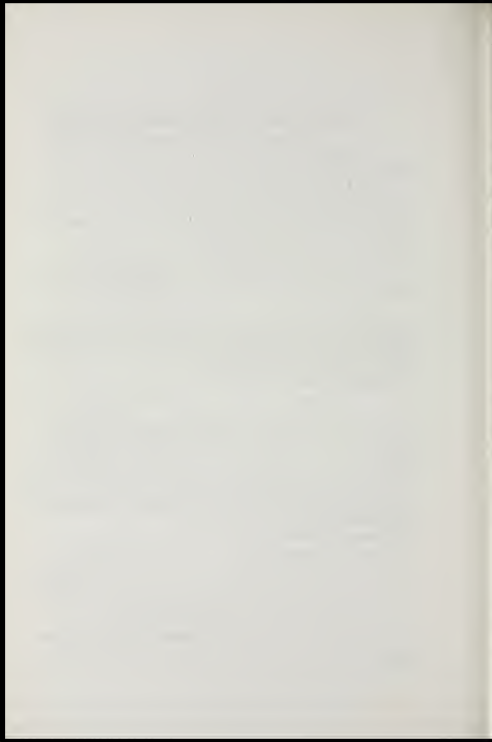
Adjutant General.

BY COMMAND OF MAJOR GENERAL HANCOCK,

O. D. GREENE,

Assistant Adjutant General.

OFFICIAL.



HEADQUARTERS, DEPARTMENT OF DAKOTA,
ST. PAUL, MINN., DEC. 28, 1869.

GENERAL ORDERS, No. 96.

The following Reports and Returns will hereafter be rendered by Post Commanders, *direct* to these Headquarters, addressed to the Assistant Adjutant General of the Department, viz :

POST RETURN.—MONTHLY. } To be forwarded the first day of the
subsequent month.

RETURN OF ORDNANCE.—(Without vouchers) quarterly.

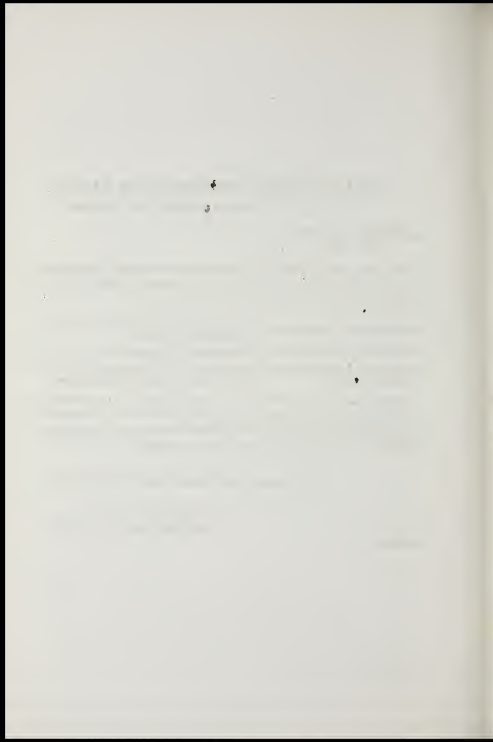
RETURN OF COMPANY AND POST FUNDS. As directed by Paragraphs 201 and 206, Revised Army Regulations.

A duplicate of the Post Return is required by the provisions of Department General Orders No. 64, series of 1869, to be furnished to the District Commander, but hereafter consolidated District Returns will not be required at these Headquarters.

BY COMMAND OF MAJOR GENERAL HANCOCK.

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL



G. C. M.

1. First Sergeant *Thomas Monahan*, Company "I," 13th Infantry.
 2. Private *George Williams*, Company "A," 13th Infantry.
 3. Private *James Murphy*, Company "A," 13th Infantry.
-

HEADQUARTERS, DEPARTMENT OF DAKOTA

ST. PAUL, MINN., December 29, 1869.

GENERAL ORDERS, } No. 97. }

I..Before a General Court Martial, which convened at Fort Shaw, M. T., by virtue of Special Orders No. 65, series of 1868, from these Headquarters, and of which Bvt. Lt. Col. F. L. Town, Surgeon U. S. Army, is President, were arraigned and tried :

1st. First Sergeant *Thomas Monahan*, Company "I," 13th Infantry.

CHARGE—"Drunkenness on duty."

Specification I.—In this, that he, 1st Sergeant *Thomas Monahan*, Company "I," 13th Infantry, did become so much under the influence of intoxicating liquor, on the evening of the 24th of November, 1869, as to be unable to call the roll of his company in an intelligible manner. All this at Fort Shaw, M. T., on the evening of the 24th of November, 1869.

Specification II.—In this, that he, 1st Sergeant *Thomas Monahan*, Company "I," 13th Infantry, was so much under the influence of intoxicating liquor, at the examination of recruits of his company, on the afternoon of November 25th, 1869, as to be unable to perform his duties as 1st Sergeant, in a competent manner. All this at Fort Shaw, M. T., on the afternoon of November 25th, 1869.

To which CHARGE and *Specifications* the prisoner pleaded as follows :

To the 1st *Specification*—"Not Guilty."

To the 2d *Specification*—"Not Guilty."

To the CHARGE—"Not Guilty."

FINDING.

Of the 1st *Specification*—"Not Guilty."

Of the 2d *Specification*—"Not Guilty."

Of the CHARGE—"Not Guilty."

And the Court does therefore *acquit him*.

2d. Private *George Williams*, Company "A," 13th Infantry.

CHARGE I.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this, that he, Private *George Williams*, Company "A," 13th Infantry, did become drunk, and was absent from his Company at drill call, on or about the morning of December 3d, 1869. This at Fort Shaw, M. T.

CHARGE II.—"Disrespect towards his Commanding Officer."

Specification.—In this, that he, Private *George Williams*, Company "A," 13th Infantry, when ordered by his Company

Commander to go on to the guard house, did say in an insulting manner,—“*You are no gentleman. I don't care one snap for you. I can whip you,*” meaning his Company Commander; and many other words of a like purport. All this at Fort Shaw, M. T., on or about December 3d, 1869.

CHARGE III.—“*Disobedience of orders.*”

Specification—In this, that he, Private *George Williams*, Company “A,” 13th Infantry, when ordered by his Company Commander to go on, several times repeated, meaning to go on to the guard house, did positively refuse, saying, “*I will not go one step with you,*” repeating this or a similar expression several times; and did not obey the order. All this at Fort Shaw, M. T., on or about December 3d, 1869.

To which CHARGES and *Specifications* the prisoner pleaded as follows :

To the *Specification*, 1st Charge—“*Guilty.*”
 To the 1st CHARGE—“*Guilty.*”
 To the *Specification*, 2d Charge—“*Not Guilty.*”
 To the 2d CHARGE—“*Not Guilty.*”
 To the *Specification*, 3d Charge—“*Not Guilty.*”
 To the 3d CHARGE—“*Not Guilty.*”

FINDING.

Of the *Specification*, 1st Charge—“*Guilty.*”
 Of the 1st CHARGE—“*Guilty.*”
 Of the *Specification*, 2d Charge—“*Guilty.*”
 Of the 2d CHARGE—“*Guilty.*”
 Of the *Specification*, 3d Charge—“*Guilty.*”
 Of the 3d CHARGE—“*Guilty.*”

SENTENCE.

“*To forfeit to the United States ten dollars (\$10) per month*

of his monthly pay, for the period of six (6) months, and to be confined at hard labor in charge of the guard, for the same period."

3d. Private *James Murphy*, Company "A," 13th Infantry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

Specification.—In this, that he, Private *James Murphy*, Company "A," 13th Infantry, did become under the influence of liquor, and did, while in that condition, assist in, or abet an unprovoked, malicious, and dangerous assault upon Private *Charles Skinner*, an acting non commissioned officer of Company "A," 13th Infantry, Private *Skinner* being, at the time, in charge of the squad room, where the assault took place, and did use the words—"give it to the son-of-a bitch," when Private *Skinner* was being struck, or words of similar meaning. All this at Fort Shaw, M. T., on or about December 5th, 1869.

To which CHARGE and *Specification* the prisoner pleaded as follows :

To the *Specification*—"Not Guilty."

To the CHARGE—"Not Guilty."

FINDING.

Of the *Specification*—"Guilty."

Of the CHARGE—"Guilty."

SENTENCE.

"To be confined at hard labor, in charge of the guard, for the period of three (3) months, and to forfeit to the United States five dollars (\$5.00) per month of his monthly pay, for the same period."

11..The proceedings and findings in the case of 1st Sergeant *Thomas Monahan*, Company "f," 13th Infantry, are approved. He will be released from confinement and returned to duty.

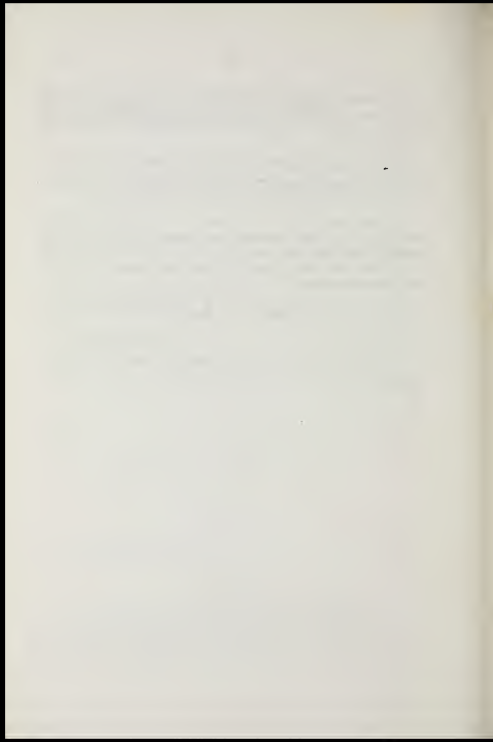
(2) The proceedings and findings in the case of Private *George Williams*, Company "A," 13th Infantry, are approved. The sentence is confirmed and will be duly executed.

(3) The proceedings in the case of Private *James Murphy*, Company "A," 13th Infantry, are approved, but the Court having been dissolved previous to the trial of this case, the sentence is remitted. He will be released from confinement and restored to duty.

BY COMMAND OF MAJOR GENERAL HANCOCK,

O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.



Head Quarters, Department of Dakota,

ST. PAUL, MINN., MARCH 3d, 1869.

CIRCULAR.

The following Circular of Instruction, from the Treasury Department, 2d Comptroller's Office, is re-published for the information and guidance of Disbursing Officers, serving in this Department.

"TREASURY DEPARTMENT,"

SECOND COMPTROLLER'S OFFICE,

February 9th, 1869.

"The attention of all Disbursing Officers, and Agents of the United States, especially of those on the Pacific Coast, whose accounts are settled through the 2d, 3d, and 4th Auditors' Offices, is called to the provisions of the last clause of the 21st Section of the Act of August 6th, 1846, entitled, "An act to provide for the better organization of the Treasury, and for the collection, safe keeping, transfer, and disbursement of the public revenue, (IX Stat. 65,) which is as follows:—"

"No officer of the United States shall, either directly or indirectly, sell or dispose to any person or persons, or corporations whatsoever, for a premium, any Treasury note, draft, warrant, or other public security, nor his private property, or sell or dispose of the avails or proceeds of such note, draft, warrant, or security in his hands for disbursement, without making return of such premium, and accounting therefor, by charging the same in his accounts to the credit of the United States; and any officer violating this section, shall be forthwith dismissed from office."

"These provisions of the act are construed to apply to sales of coin, or drafts payable in coin, for a premium in 'lawful money' of the United States, or bank notes used as currency; and such premium is held to be 'public money,' within the intent and meaning of the act of Congress, approved June 14th, 1863, entitled, 'An act to regulate and secure the safe keeping of public money entrusted to disbursing officers of the United States. (14 Stat. 64)'"

"Therefore, all such disbursing officers and agents of the United States, who shall receive coin, or drafts payable in coin, for disbursement, are instructed to render separate abstracts of the amounts so received and disbursed by them; and in transferring specie funds, and making payments, the receipts therefor should show that they were made in coin. And in all cases where coin, or a draft payable in coin, has been received and sold, or exchanged for "lawful money," or bank notes used as currency, at a premium, disbursing officers and agents are required, in making up their accounts for rendition and settlement at the Treasury, to charge themselves with the full amount of the premium on all such sales, and account for the same as public money received."

(Signed,) J. M. BRODHEAD,
Comptroller.

By command of

Bvt. Major Gen. A. H. TERRY,

(Signed,) O. D. GREENE,
Assistant Adjutant General.

OFFICIAL.



Assistant Adjutant General.











